



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL

CITY OF LANSING
PROCEEDINGS OF JANUARY 11, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: None

The Invocation and Pledge of Allegiance were led by Michael Ivey, Associate Minister at Reachout Christian Center

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of January 4, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Murphy

To accept the following under suspension of the rules:

1. From Councilmember Murphy; a letter from Rev. Harvey Hollins III, Director of the Akida Boys Rites of Passage Program, regarding an incident involving Officers from LPD

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Councilmember Allen asked the Administration to review the City's requirements for B. Mayor Hollister presented a Proclamation to Mr. Matsumoto, Visiting Official from Shiga Prefectural Government Offices, thanking him for acting as facilitator for the Sister State program between Shiga Prefecture of Japan, and the State of Michigan. Lansing has had a wonderful relationship with Otsu, our Sister City in the Shiga Prefecture for the last several years. Mr. Matsumoto has helped facilitate the policies and programs of the Sister State and Sister City program, including the Sister City Police Exchange Program and the visits of both His (Hollister) and Mr. Wiener's visits to Otsu. He thanked Mr. Matsumoto for his leadership and service to the community and wished him a happy return to Japan. Our community has been enriched by his presence.

Mr. Matsumoto thanked Mayor Hollister and City Council, as well as the Sister City Commission and the People of Lansing. He noted that he turned 30 years old in the past year, as did the Sister City Program. Additionally, Mrs. Matsumoto celebrated her 30th Birthday in this last year. Moreover, he gained 30lbs during his visit.

Dianne Alexanian introduced Miss Kumiko Fujiwara, Visiting Official from Shiga, who will replace Mr. Matsumoto as the Sister State/Sister City Facilitator and

removal of snow from sidewalks. She asked if there are any activities planned within the Snow Angel program this year.

Councilmember Murphy announced the Annual Human Relations and Community Services Department's Martin Luther King, Jr. Celebration, this Friday, in the City Council Chambers at 12:00 P.M. Reverend Charles Bicey will be the Commentator. He urged Citizens to participate in this annual pageant. Interested parties may call 483-4477 for more information.

Mr. Wiener explained that the City Code of Ordinances requires residents and businesses to clear their sidewalks within 24 hours of a snow event. Residents are urged to spread ash or salt on their sidewalks after shoveling to keep ice from forming. Residents and businesses who do not clear their sidewalks can be issued a citation. If you cannot clear your sidewalks, please ask for assistance from your neighbors and relatives. There has been no activity involving the Snow Angel program to his knowledge.

➤ Special Ceremonies

A. Guillermo Lopez of the City of Lansing Human Relations and Community Services Department, along with Council President Benavides and Mayor Hollister expressed their appreciation to representatives of the Red Cross, Churchwell Services, the Lansing School District and Mid-Michigan for Central America who have raised \$45,000 to help in the disaster relief fund. Their stated goal was \$50,000 and with pledges still coming in, they expect to top that at around \$57,000. Barbara Cooperhouse said that she will be leaving for Honduras this Friday Evening, and she may come back and ask for more. They presented a certificate of recognition to Mayor Hollister and President Benavides.

Mayor Hollister said that this storm was a "Once in a Lifetime" devastation for Central America. It destroyed 90% of their infrastructure. He complimented and thanked the residents of Lansing who contributed a phenomenal \$55,000 during their own Christmas season. He urged donors to visit the Red Cross Regional Blood Center to make donations as they are experiencing terrible shortages because of the season and weather events.

President Benavides thanked Mr. Lopez and the volunteer crew of Mid-Michigan For Central America for their efforts to help these Countries.

welcomed Her to Lansing.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

There were no scheduled Public Hearings

➤ Public Comment on Legislative Matters:

There were no Public Comments on Legislative Matters

LEGISLATIVE MATTERS
RESOLUTIONS

RESOLUTION #005
BY THE COMMITTEE OF THE WHOLE

JANUARY 11, 1999

COUNCIL PROCEEDINGS

**RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the Mayor has requested that this Council's regular meetings scheduled for Monday, January 25, 1999, be conducted at the Harry Hill Vocational Center on Wise Road in conjunction with the Mayor's Annual State of the City Message;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, will meet on Monday, January 25, 1999, between 5:00 p.m. and 6:00 p.m. in the Council Chambers and then reconvene at the Call of the President at 7:00 p.m. at the Harry Hill Vocational Center on Wise Road for the Mayor's State of the City Message.

By Councilmember Bauer

Carried unanimously

ORDINANCES FOR INTRODUCTION

There were no Ordinances for Introduction

ORDINANCES FOR PASSAGE

There were no Ordinances for Passage

OTHER BUSINESS

➤ Public Comment on City Related Matters

George Griffiths of 1790 Schoolcraft St. in Holt asked Councilmembers to go on record as opposing the labor tactics of the Detroit Newspaper Agency (DNA), publishers of the Detroit News and the Detroit Free Press. He has submitted a letter (Agenda Item Nolan Bennett of 4827 Richmond St., representing Clean Water Action of Mid Michigan, said that they work to make sure that industrial polluters pay their fair share of clean up costs, which is the main cause of serious sewage overflow. In the case of the City of Lansing, the Storm Water Enterprise Fund Ordinance was a fair way of paying for the cleanup. This is about stopping sewage from entering the river. If you bring this issue down to its base roots, most people support it. They will continue to work with their thousands of members around the community to get their position in the public eye.

Gary Andrews of 560 Brookland said that he has a letter about a problem he has experienced with a City financed agency that he believes should be brought to the attention of the City Council.

Bill McMaster of 31450 E. Bellview in Birmingham, MI said that he is the campaign director for the 1978 Headlee Act. He said that there are alternatives to the Storm Water Enterprise Fund Ordinance funding mechanism that were not mentioned in the today's paper. Unfunded State Mandates are illegal. The State must pay for the programs that it mandates. It cannot ask you to disregard its constitution. Construction bonds are issued in violation of the State Constitution, and it is the person who issued the bonds who is liable for paying for them, not the City. CSOs do not work.

Helen Fiser of 12100 S. Cork Rd. in Morrice thanked Council for their commitment to handling the rain tax issue themselves rather than assigning it to a committee. It is great to see their governmental body ready to do their own work. She wants to be part of the solution, so that she is not just part of the problem. She wants to be part of the process and continue on to see the fruits of her labor.

COMMITTEE REPORTS

There were no Committee reports

CITY OFFICER & BOARD REPORTS

1. Letter from the City Clerk submitting minutes of Boards and Authorities placed on

IX C.1) asking Councilmembers to adopt a resolution supporting the union's position in this matter.

Tom Lafferty of 1806 W. Michigan said that, contrary to the State Journal Editorial, he has made recommendations for alternatives to the Stormwater Enterprise Fund Ordinance for the funding of sewer separation. He suggests that the sewer separation be stopped. The City of Lansing is not included in the mandates of the Clean Water Act because of population levels. He wants the City to refund all of the rain fees that it has collected from residents.

Carol Misseldine of 226 N. Fairview said that she is a professional ecologist and all of her information points to the fact that Lansing is included in the requirements of the Clean Water Act to separate its sewers. She discussed the funding mechanism that was implemented by the Storm Water Enterprise Fund Ordinance. This mechanism was probably the best: disincentive to property owners to develop impervious property and the best: incentive to property owners to develop pervious property, thereby creating more green spaces to absorb rain. The structure of the Storm Water Enterprise Fund Ordinance actually got it right.

Dave Dempsey of 323 N. Walnut, representing the Michigan Environmental Council, commended Councilmembers and Mayor Hollister for trying to find an equitable solution to the sewer separation funding problem. There is no escape from the necessity of keeping sewage from flowing into the Grand and Red Cedar Rivers. Even prior to the Clean Water Act, State Laws prohibited the dumping of sewage into rivers and streams for many years. This issue is really about the future of the Grand River and generations to come. This is about keeping raw sewage from industry from being dumped into rivers and streams. There is a ninety million dollar bond issue built into the Clean Water Act, but because of stipulations enacted by the Governor, these funds cannot be used for sewer separation.

file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

2. Letter from Council President Benavides submitting the 1999 Committee Assignments

RECEIVED AND PLACED ON FILE

3. Letters from the Mayor re:

a. LS-34-98; 300-306 S. Holmes Street

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

b. Transfer of Funds; Parks & Recreation Department

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

c. Notice of Intent to Issue Bonds; S.R.F. Loan for Phase III, Segment I, CSO Project

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

d. Appointment of Troy Spitzler to a First Ward Seat on the Historic District Commission for a Term To Expire June 30, 2002

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

e. Appointment of Jim Perkins to the Historic District Commission for a Term To Expire June 30, 2002

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

f. Appointment of Glen L. Bachelder to the Historic District Commission for a Term To Expire June 30, 2002

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

g. Appointment of Dennis Denno to the Historic District Commission for a Term To Expire June 30, 2002

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

h. Reappointment of Steve Hrapkiewicz to the Principle Shopping District Board for a Term To Expire June 30, 2002

REFERRED TO THE COMMITTEE OF THE WHOLE

i. Letter of appreciation to the Michigan National Guard for a River Clean-up
 l. Request for Designation as Participating Municipalities in the Capital Region
 REFERRED TO THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. Letter from George Griffiths of 1790 Schoolcraft St. in Holt requesting that the City Council adopt a Resolution of Censure, Opposing Labor Practices by the Detroit Newspaper Agency (DNA), Publishers of the Detroit News and the Detroit Free Press

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

2. Application for Industrial Facilities Exemption Certificate filed by Auto Air Composites, Inc. for 3540 Keysone Ave.

REFERRED TO THE MAYOR AND THE PLANNING BOARD

3. Notice from the State of Michigan Department of Treasury of the Issuance of Neighborhood Enterprise Zone Certificate #98-083 for property located at 1121 W. Allegan

REFERRED TO THE PLANNING AND NEIGHBORHOOD DEVELOPMENT DEPARTMENT AND THE CITY ASSESSOR

4. Letter from the Eaton County Equalization Director submitting the Eaton County 1998 Apportionment Report and Property Tax Levy

REFERRED TO THE CITY ASSESSOR

5. Notice from the State of Michigan Department of Consumer & Industry Services of the Withdrawal of an Application for a Foster Family Group Home submitted by Clarence and Bertha Currie at 226 S. Shepard St.
 REFERRED TO THE PLANNING AND NEIGHBORHOOD DEVELOPMENT DEPARTMENT

6. Letter from Melissa S. Hellems of 111 W. Syringa Dr. in opposition to the petition for rezoning, Z-13-98, 4720 S. Cedar

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

Councilmember Leeman urged anyone who sees a stray dog or cat that is not being cared for during this exceptionally cold season to please call the Ingham County Animal Control. He said that Council needs to understand and deal with the issue of the

Project on the Red Cedar River

RECEIVED AND PLACED ON FILE

j. Recommendation for the Appointment of Martin Bakken to the Capital Area Rail Council

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

k. Request to Change the Location of the January 25, 1999, City Council Meeting to the Hill Vocational Center, to facilitate the presentation of the State of the City Address

RECEIVED AND PLACED ON FILE (SEE RESOLUTION #005)

District Library from Delhi and Meridian Townships and the City of Williamston
 7. Application for Naming and Renaming of Memorials submitted by Harold Leeman, Jr. for the renaming of the Comfort Station to the Thelma Steen Comfort Station in recognition of Thelma Steen and her family for her efforts as a community activist
 REFERRED TO THE MAYOR AND THE MEMORIAL REVIEW BOARD

8. Letter of appreciation from the St. Matthew AME Church for Councilmember Murphy's efforts to clean up abandoned and unsafe property

RECEIVED AND PLACED ON FILE

COUNCILMEMBERS COMMENTS

Councilmember Allen said that she spoke with Ed Simmer today. He is recuperating from surgery and doing well. She asked that everyone keep him in their prayers.

Councilmember Bauer confirmed the regularly scheduled meeting of the Intergovernmental Relations Committee this Wednesday after the Public Safety Committee meeting. They will take up the letter about membership in the Capital Area District Library.

Councilmember Deal said that she, along with all of her colleagues, is very mindful of the Council's obligations with regard to the River and the need for cleanup. They need to start talking to the bond issuers to make sure that they are given as much time as possible to deal with this issue. They need to change what the fee was supposed to pay for. They are not paying to separate the sewers, they are paying to clean the Grand River. The methodology is based on the wrong service. The so called "rain fee" is not a fee. It was deemed to be a tax by the Supreme Court, and they need to deal with it in those terms. One basic flaw of the whole methodology process was that they never measured properties to see how much runoff is generated by each property. They need to talk to the DEQ and to build a consensus with the people of the City who have been opposing this project.

Councilmember Murphy wished condolence to Reverend Casey Wells of Presbyterian Church, who lost her husband last week. This is the Church where the Advent Ministries are housed. He congratulated Sharon Peters on her election to President of the Lansing School Board, and wished her and the Board the very best of 1999, and that her leadership will bring the School District through their challenges of 1999. He urged everyone to participate in the Martin Luther King, Jr. Memorial Celebration this Friday, January 15, 1999 at 12:00 P.M. in the City Council Chambers. The Reverend Charles Bicey will be their guest speaker. The Pastors United to Celebrate Dr. King's Birthday will have a celebration at the Baptist Church at the corner of Grand River Ave. and Waverly Rd. this Saturday at 8:00 A.M., at which Reverend Melvin Jones will be the guest speaker. He announced that this week is "Women's Week" at St. Stephens Church. All women of the Community are invited to participate in their Women's Empowerment seminars.

"rain fee" in the course of the next couple of months. There are a lot of questions that need to be deliberated, and no easy answers.

JANUARY 11, 1999

COUNCIL PROCEEDINGS

MAYOR'S EXECUTIVE ASSISTANT'S
RESPONSE TO COMMENTS

Mr. Wiener announced that Comstock Park will be open for ice skating as of this Wednesday, January 13, 1999. The Memorial Review Board will take up the issue of the renaming of the Comfort Station in honor of Thelma Steen at their meeting this Wednesday at 5:30 P.M. in the 9th Floor Conference Room. Councilmember Leeman will be present at this meeting and the public is welcome to participate. He announced that the Neighborhood Advisory Board stands ready to review drafts of Neighborhood Grant applications. They will meet on Thursday, January 21, 1999 at 6:30 P.M., and any neighborhood group that has a draft proposal may submit it for review prior to putting it into final form. If you do have a draft that you would like to have reviewed, please make sure you bring it in a few days ahead of time, so that it can be copied for distribution to board members. He joined Councilmember Murphy in urging residents to participate in the upcoming Martin Luther King, Jr. Memorial Celebrations. There is a Community Luncheon that will be held on Monday at 11:00 A.M. at the Lansing Center. City Hall will be closed on Monday, January 18, 1999, in observance of the Holiday, and the City Council Meeting will be held on Tuesday, rather than on Monday.

ADJOURNED 8:15 P.M.
MARILYN SLADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF JANUARY 19, 1999

5. From Councilmember Bauer; a Resolution setting a public hearing for February 1, 1999 in consideration of Mayor Hollister's proposed Reorganization to effect the management of the City of Lansing Transportation Division by the Department on Planning and Neighborhood Development

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE
REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Councilmember Leman announced a Neighborhood Associations of Michigan meeting on January 23, 1999, at 10:00A.M. in the St. Lawrence Parking Lot Pavilion to discuss the impact of sentencing on the quality of life in communities.

Mr. Wiener noted that next week Mayor Hollister will present his "1999 State of the City Address" at Hill Vocational Center located at 5815 Wise Rd. A number of companies have been invited to display their programs. Hill students will be offering refreshments. The City Council Meeting will be held earlier than usual, at 5:00 P.M. and Council will hopefully wrap up the business portion of their meeting in time to get to the Hill Vocational Center in time for the presentation of the Address.

➤ Special Ceremonies

A. Fire Chief, Greg Martin, introduced the 1998 Fire Fighter Graduates and presented them to Council. These graduates have completed necessary training to receive certificates as Paramedics and/or Emergency Medical Technicians. Chief Martin announced that the Fire Department has recently switched to a new recruitment program. They now use the pre-addressed and postmarked orange card system that can be submitted to the Personnel Department year round.

➤ Public Comment on Legislative Matters:

There were no Public Comments on Legislative Matters

LEGISLATIVE MATTERS
RESOLUTIONS
RESOLUTION #006
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has appointment Gilbert A. Williams, 3537 Seaway Drive, to the Memorial Review Board for an 3rd Ward position; and
WHEREAS, the Committee on General Services approved the appointment of Gilbert A. Williams;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby confirms the Mayor's appointment of Gilbert A. Williams to the Memorial Review Board for a term for an 3rd Ward position to expire June 30, 2003.
By Councilmember Allen

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Allen, Bauer, Beal, Benavides, Leman, Meyer, Murphy

ABSENT: Councilmember Adado

The Invocation and Pledge of Allegiance were led by Councilmember Meyer

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of January 11, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Allen

To accept the following under suspension of the rules:

1. From Councilmember Allen; a letter from Elvin and Estella Ferreira regarding problems with the Code Compliance Division of the Planning and Neighborhood Development Department

2. From Councilmember Murphy; a request that the rules be suspended to allow for the addition of a special ceremony to the agenda to allow Assistant Police Chief Andy George to give a report on 1998 Crime Statistics

3. From Councilmember Meyer; a letter from the City Attorney regarding Edward Swans v the City of Lansing

4. From Councilmember Allen; a request that item VIII B.1-c be pulled from the agenda
B. Assistant Chief of Police, Andy George, gave a report on 1998 crime statistics. He credited the reconfiguration and reorganization of the Police Department with the decrease in crime that we have experienced, along with the fact that we have been putting more officers out on patrol and hiring more new officers. The increase in the laptop computer program has also been a benefit. They began a new GIS mapping program and a CAT program wherein officers keep notebooks on problem areas in their assigned neighborhoods. Their goal in 1999 is to continue to reduce crime. He thanked the neighborhood associations for their work to help decrease crime. The Police Department is targeting areas that have repeated calls for service at problem houses. They work closely with the Code Compliance Department, because 10% of houses in the City account for 60% of calls to police. They will be conducting a survey asking residents how services can be increased and improved.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

There were no Scheduled Public Hearings

Carried unanimously

RESOLUTION #007
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the CASA of Ingham County, Inc. has requested a resolution of recognition as a non-profit organization operating in the Lansing community for the purpose of obtaining a gaming license; and

WHEREAS, the City Attorney has reported that, based on a review of the documentation submitted, the applicant qualifies as a non-profit organization;

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby recognizes the CASA of Ingham County, Inc. as a non-profit organization operating in the Lansing community.

By Councilmember Allen

Carried unanimously

RESOLUTION #008
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, North American Indian Student Organization has requested \$2,500.00 in funding assistance to help underwrite the cost of the use of Lansing Center on February 20-21, 1999 for its 16th Annual Student PowWow; and

WHEREAS, the Committee on General Services reviewed and then voted to approve
WHEREAS, the Committee on General Services reviewed and then voted to approve the request from Lansing Neighborhood Council; and

NOW THEREFORE BE IT RESOLVED, the Lansing City Council concurs with the recommendation of the Committee on General Services. The Lansing City Council, hereby, approves the request from Lansing Neighborhood Council for \$300.00 to help underwrite the cost of its use of Lansing Center on February 19, 1999 for its Bea Christy Award Dinner; and

BE IT FURTHER RESOLVED the Mayor and the Finance Department will make the appropriate steps to process this request by charging \$3,000.00 of the rental of the Lansing Center on February 19, 1999 by Lansing Neighborhood Council to the Community Use-Lansing Center/Stadium Account - 101 - 173 901-742 00-0; and

BE IT FINALLY RESOLVED that the Lansing Neighborhood Council must submit a written analysis of the Bea Christy Award Dinner, including information regarding number of attendees, gross and net totals of the event, and a copy of their most recent tax return, a board member list, and a detail of their accounting to the Lansing City Council within 30 days after the event.

By Councilmember Allen

Carried unanimously

THIS ITEM WAS PULLED FROM THE AGENDA AT THE REQUEST OF COUNCILMEMBER ALLEN & REFERRED TO THE COMMITTEE ON GENERAL SERVICES

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the public school groups regularly request the Mayor and the Council to

the request from North American Indian Student Organization; and

NOW THEREFORE BE IT RESOLVED, the Lansing City Council concurs with the recommendation of the Committee on General Services. The Lansing City Council, hereby, approves the request from North American Indian Student Organization for \$2,500.00 to help underwrite the cost of its use of Lansing Center on February 20-21, 1999 for its 16th Annual Student PowWow; and

BE IT FURTHER RESOLVED the Mayor and the Finance Department will make the appropriate steps to process this request by charging \$2500.00 of the rental of the Lansing Center on February 20-21, 1999 by North American Indian Student Organization to the Community Use-Lansing Center/Stadium Account - 101 - 173 901-742 00-0; and

BE IT FINALLY RESOLVED that the North American Indian Student Organization must submit a written analysis of the 16th Annual Student PowWow, including information regarding number of attendees, gross and net totals of the event, and a copy of their most recent tax return, a board member list, and a detail of their accounting to the Lansing City Council within 30 days after the event.

By Councilmember Allen

Carried unanimously

RESOLUTION #009
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Lansing Neighborhood Council has requested \$300.00 in funding assistance to help underwrite the cost of the use of Lansing Center on February 19, 1999 for its Bea Christy Award Dinner; and

underwrite the cost of renting the domed skating rink in Washington Park which requires Council approval; and

WHEREAS, the groups usually ask to use the domed skating rink during non-peak hours; and

WHEREAS, the Council and the Mayor would like to expedite the request for use of the domed skating rink in Washington Park;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, authorizes the Lansing Parks and Recreation Department to waive the cost of renting the domed skating rink in Washington Park during non-peak hours for public school groups; and

BE IT FURTHER RESOLVED that the Lansing Parks and Recreation Department is authorized to administer this program.

RESOLUTION #010
BY THE COMMITTEE ON
INTERGOVERNMENTAL RELATIONS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, in 1996 Ingham County and the City of Lansing worked cooperatively to establish a regional library system assuming the functions and service areas of the Ingham County Library and the Lansing School District Public Library within the City of Lansing; and

WHEREAS, the need for the establishment of the regional library system was immediate, due to the decision of the Lansing School Board to eliminate funding for the Lansing Public Library; and

WHEREAS, in February, 1997, the Lansing City Council and the Ingham County

Board of Commissioners approved resolutions establishing the Capital Area District Library, approving a District Library agreement, and providing in part that the initial millage proposed to support the new district library "be initially of limited duration in order to allow municipalities within the County to implement other options for the provision of library services within their jurisdiction, if interested..."; and

WHEREAS, the initial millage for the regional district was passed by the voters by a significant margin, and the Capital Area District Library Board and staff have done an excellent job of stabilizing and improving regional library services to all of the residents of the County and the City of Lansing; and

WHEREAS, the District Library agreement called for the establishment of three branches of the Capital Area District Library within the City of Lansing, excluding its WHEREAS, the Ingham County Board of Commissioners has approved the requests and the Board of the Capital Area District Library is ready to approve the requests, once the City of Lansing has approved the requests;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council and Mayor Hollister commends and express its support and commitment to the Board and staff of the Capital Area District Library; and

BE IT FURTHER RESOLVED that the Lansing City Council hereby approves the pending requests for participating municipality status by Meridian Charter Township, Delhi Charter Township, and the City of Williamston; and

BE IT FURTHER RESOLVED that the Lansing City Council hereby strongly encourages the Board of the Capital Area District Library to establish the third branch of the District Library, as called for in the agreement, in the northwest corner of the City;

BE IT FINALLY RESOLVED that the Lansing City Council hereby strongly encourages the Board of the Capital Area District Library to establish a permanent millage that will provide quality services to the entire library district.

By Councilmember Bauer

To accept a substitute resolution for the one originally contained in the Council Packet

Carried unanimously

By Councilmember Bauer

To place an affirmative roll on the substitute resolution

Carried unanimously

RESOLUTION #011
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

That the following transfers be approved;

AMOUNT TO TRANSFER	TRANSFER FROM ACCT #	TRANSFER TO ACCT #
\$13,750	Estimated Revenue General Fund 101-0-170001-0	Police Professional Services 101- 3432047430000

(State reimbursement under P.A. 203 of 1965 for partial tuition and other academy expenses for police academy graduates trained and certified to become police officers Revenue detail account 101-0-575100-0)

WHEREAS, the Mayor has recommended acceptance of the continuation of this grant:

main office; and

WHEREAS, in February, 1997, the agreement also provides an option for other municipalities to request participation in the Capital Area District Library as a participating municipality, and also provides a mechanism for participating municipalities to withdraw from the Capital Area District Library prior to the expiration of the initial millage; and

WHEREAS, Meridian Township, Delhi Township, and the City of Williamston have each requested to become a participating municipality of the Capital Area District Library, with rights as provided for in the agreement; and

AMOUNT TO TRANSFER	TRANSFER FROM ACCT #	TRANSFER TO ACCT #
\$291.84	Estimated Revenue General Fund 101- 0-170001-0	Mayor Neighborhood Grants 101- 172300-963002-0

(Return of unused FY 98 funding from Friends of Bancroft Park Revenue detail account 101-068000-0)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT #	TRANSFER TO ACCT #
\$1,000	Park Millage Contingency 412- 933890-992000-46020	Davis Play Structure 412-933890- 974200-46050

(Insurance deductible for vandalism of play structure in Davis Park)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT #	TRANSFER TO ACCT #
\$120,000	General Administration Fringe Benefits 101-173901-715000-0	Insurance & Bonds 101-173901- 748000-0

Projected costs for deductible payments through June. More was necessary for premium than anticipated.)

By Councilmember Meyer

Carried unanimously

RESOLUTION #012
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, under the provisions of the Victims of Crime Act (VOCA), the Department of Justice has awarded a federal grant in the amount of \$114,618 to the City of Lansing and the Lansing Police Department through the State Crime Victims Services Commission; and

WHEREAS, the grant (CVA# 204572V98) provides funding for an Administrative Coordinator and Assistant (and related operating expenses) to manage the volunteer Capital Area Response Effort (CARE) domestic violence response and victim counseling services; and

WHEREAS, the local matching requirement is met by volunteer efforts coordinated through the Council Against Domestic Assault (CADA), and does not require any cash contribution from the City of Lansing; and

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council approves acceptance of the continuation grant from the U.S. Department of Justice and the State

of Michigan Crime Victim Services Commission, in the amount of \$114,618 for the period October 1, 1998 through September 30, 1999 to continue services such as counseling victims of domestic assault; and

BE IT FINALLY RESOLVED, that the Administration is authorized to create appropriate accounts and to make the necessary transfers for the expenditure and control of the balance of the grant funds.

By Councilmember Meyer

Carried unanimously

RESOLUTION #013
NOTICE OF INTENT TO ISSUE BONDS
FOR PUBLIC SERVICE DEPARTMENT
COMBINED SEWER OVERFLOW PROJECT

City of Lansing
Counties of Ingham and Eaton, Michigan

WHEREAS, the State of Michigan Water Resources Commission has issued a Wastewater Treatment Facilities National Pollutant Discharge Elimination System Permit No. MI 0023400 (the "NPDES Permit") requiring the City of Lansing (the "City") to construct certain combined Sewer Overflow Control Improvements; and

WHEREAS, Act 320, Public Acts of Michigan, 1927, as amended, repealed and recodified by Part 43 of Act 451, Public Acts of Michigan, 1994, as amended ("Act 451") enables a City to issue and sell bonds to finance construction of improvements required by a pen-nit issued by the State of Michigan Water Resources Commission; and

WHEREAS, the City Council of the City intends to authorize the issuance of limited tax general obligation bonds pursuant to Act 451 in one or more series at an estimated interest rate of 2.50% and in an aggregate amount not to exceed \$15,000,000 for the purpose of financing the Subarea 018 sanitary sewer interceptor and the separation of Red Cedar G/H (the "Improvements"), included in Phase 111, Segment I of the Combined Sewer Overflow Improvements Project Plan required by the NPDES Permit, which bonds will be payable from funds lawfully available to the City for this purpose such as revenues derived from the operation of the City's Sewage Disposal System, other appropriate sources, and ad valorem taxes pursuant to a pledge of the City's limited tax full faith and credit; and

WHEREAS, notice of intent to issue bonds must be published at least forty-five (45) days before the issuance of the same in order to comply with the requirements of Section 5(g) of Act 279, Public Acts of Michigan, 1909, as amended; and THE BONDS will be issued without vote of the electors unless a PETITION requesting an election on the question of issuing the bonds signed by not less than TEN PERCENT (10%) OF THE REGISTERED ELECTORS in the City is filed with the City Council by deposit with the City Clerk WITHIN FORTY-FIVE (45) DAYS after publication of this notice. If such a petition is filed, the bonds cannot be issued without an approving vote by a majority of electors voting on the question.

THIS NOTICE is given pursuant to the requirements of Section 5(g) of Act 279, Public Acts of Michigan, 1909, as amended. Further information concerning the matters set out in this notice may be secured from the City Clerk's office.

Marilynn Slade
City Clerk

➤ 3 The City Council hereby determines that the foregoing form of notice of intent to issue bonds and the manner of publication directed is adequate notice to the electors and taxpayers of the City and is well calculated to inform them of the intention of the City to issue the bonds, the purpose of the bonds, the security for the bonds, and the right of referendum of the electors with respect thereto; and that the provision of forty-five (45) days within which to file a referendum petition is adequate to insure that the City's electors may exercise their right of referendum

WHEREAS, prior to issuance of each series of bonds the City must either receive prior approval of the bonds from the Michigan Department of Treasury or be exempt from prior approval as provided in Chapter 111, Section II, of Act 202, Public Acts of Michigan, 1943, as amended;

NOW, THEREFORE, BE IT RESOLVED THAT:

➤ 1. The City Clerk is hereby authorized and directed to cause a notice of intent to issue bonds to be published, on or before January 30, 1999, in the Lansing State Journal, a newspaper of general circulation in the City, as a display advertisement at least 1/4 page in size.

➤ 2. Said notice of intent so published shall be in substantially the following form:

OFFICIAL NOTICE TO ELECTORS AND TAXPAYERS
OF THE CITY OF LANSING
OF INTENT TO ISSUE BONDS
SECURED BY THE TAXING POWER OF
THE CITY AND RIGHT OF REFERENDUM THEREON

PLEASE TAKE NOTICE that the City Council of the City of Lansing, Counties of Ingham and Eaton, Michigan, intends to authorize the issuance of limited tax general obligation bonds of the City in one or more series in an aggregate principal amount not to exceed \$15,000,000 for the purpose of financing Subarea 018 sanitary sewer interceptor and the separation of Red Cedar G/H (the "Improvements"), included in Phase 111, Segment I of the Combined Sewer Overflow Improvements Project Plan required by the NPDES Permit. Said bonds shall mature in not to exceed thirty (30) annual installments with interest payable on the unpaid balance at an estimated interest rate of 2.50%, to be conclusively determined at the time of sale of the bonds.

SOURCE OF PAYMENT OF BONDS

THE PRINCIPAL AND INTEREST OF THE BONDS shall be payable primarily from funds lawfully available to the City for this purpose such as revenues derived from the operation of the City's Sewage Disposal System, other appropriate sources, and ad valorem taxes pursuant to a pledge of the City's limited tax full faith and credit. Ad valorem taxes may not be levied in excess of the City's charter tax rate limitation for this purpose.

RIGHT OF REFERENDUM

with respect to the bonds

➤ 4. In order to comply with federal Treasury Regulation § 1150.2, the City Council states that the City intends to reimburse expenditures for Combined Sewer Overflow Control Improvements with proceeds of bonds, including the bonds described in this resolution, by making the following declaration:

(a) The City reasonably expects to reimburse itself for the expenditures made to acquire the Improvements with proceeds of debt to be incurred by the City.

(b) The maximum principal amount of debt expected to be issued for reimbursement purposes including bond issuance costs is \$15,000,000.

(c) A reimbursement allocation of the expenditures for the Improvements with the proceeds of the borrowing described here will occur not later than 18 months after the later of (i) the date on which the expenditure is paid, or (ii) the date of Improvements are placed in service or abandoned, but in no event more than three (3) years after the original expenditure is paid. A reimbursement

allocation is an allocation in writing that evidences the City's use of the proceeds of the debt to be issued for the improvements to reimburse the City for a capital expenditure made pursuant to this Resolution.

(d) This resolution is adopted to indicate the intent of the City only, and does not bind the City to acquire and construct any improvements or to issue any obligations of the City.

➤ 5. Either the Finance Director or the Public Service Director are authorized to request an exception from prior approval to issue bonds from the Michigan Department of Treasury and to pay the related fee, or to request the Michigan Department of Treasury to issue and order granting prior approval to issue bonds, and to request any related waivers.

➤ 6. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution are rescinded.

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Allen, Bauer, Benavides, Leeman, Meyer, Murphy

BE IT FURTHER RESOLVED that the City Clerk is directed to publish notice of the public hearing with a summary of the Mayor's proposed plan, in the same manner as the Clerk publishes notices for public hearings on proposed ordinances.

BE IT FINALLY RESOLVED that the notice of hearing shall contain a statement that the full text of the Mayor's proposed reorganization plan is on file with the City Clerk for public viewing and inspection.

ORDINANCES FOR INTRODUCTION

INTRODUCTION OF ORDINANCE

AMENDING CHAPTER 1610,

SECTIONS 1610.01 THROUGH 1610.99

THE FIRE CODE

By Councilmember Murphy:

That an Ordinance to amend the Code of Ordinances of the City of Lansing by Amending Chapter 1610, Sections 1610.01 through 1610.99, for the purpose of Providing for the Adoption, by reference, of the 1997 Edition of the Uniform Fire Code, was introduced by Councilmember Murphy and referred to the Committee on Public Safety.

RESOLUTION #015

RESOLUTION SETTING PUBLIC HEARING

By Councilmember Murphy:

RESOLVED BY THE CITY COUNCIL, CITY OF LANSING, that a public hearing be set for Monday, February 1, 1999 at 7:00 P. M. in the Council Chambers, 10 Floor, City Hall, 124 W. Michigan Ave., for the purpose of considering an Ordinance to amend the Code of Ordinances of the City of Lansing by Amending Chapter 1610, Sections 1610.01 through 1610.99 for the purpose of Providing for the Adoption, by reference, of the 1997 Edition of the Uniform Fire Code

Interested persons are invited to attend this public hearing

By Councilmember Murphy

Carried unanimously

INTRODUCTION OF ORDINANCE

AMENDING CHAPTER 856,

NAYS: Councilmember Deal

ABSENT: Councilmember Adade

RESOLUTION #014

RESOLVED BY THE CITY COUNCIL OF

THE CITY OF LANSING

BY THE COMMITTEE OF THE WHOLE

WHEREAS, on January 14, 1999, the Mayor transmitted to the City Council a proposed reorganization plan dated January 4, 1999, pursuant to Lansing City Charter 4-301.7; and

WHEREAS, the proposed reorganization plan is on file in the Office of the City Clerk for public viewing and inspection; and

WHEREAS, the City Council desires to conduct a public hearing on the proposed plan as required by the City Charter,

NOW THEREFORE BE IT RESOLVED that a public hearing shall be held on the Mayor's proposed reorganization plan, dated January 4, 1999 at 7:00 p.m. on February 1, 1999, and

By Councilmember Bauer

Carried unanimously

SECTIONS 856.06 AND 856.08

SECOND HAND DEALERS

By Councilmember Murphy:

That an Ordinance to amend the Code of Ordinances of the City of Lansing by Amending Chapter 856, Sections 856.06 and 856.08, for the purpose of Providing for the deletion of the requirement to deliver paper transaction records to the Chief of Police, and adding Section 856.08a for the Purpose of Providing for the Computerized Reporting of Pawnshop or Second Hand Dealer Transactions within the City of Lansing, was introduced by Councilmember Murphy and referred to the Committee on Public Safety.

RESOLUTION #016

RESOLUTION SETTING PUBLIC HEARING

By Councilmember Murphy:

RESOLVED BY THE CITY COUNCIL, CITY OF LANSING, that a public hearing be set for Monday, February 1, 1999 at 7:00 P. M. in the Council Chambers, 10 Floor, City Hall, 124 W. Michigan Ave., for the purpose of considering an Ordinance to amend the Code of Ordinances of the City of Lansing by Amending Chapter 856, Sections 856.06 and 856.08 for the purpose of Providing for the deletion of the requirement to deliver paper transaction records to the Chief of Police, and adding Section 856.08a for the Purpose of Providing for the Computerized Reporting of Pawnshop or Second Hand Dealer Transactions within the City of Lansing

Interested persons are invited to attend this public hearing

By Councilmember Murphy

Carried unanimously

ORDINANCES FOR PASSAGE

There were no Ordinances for Passage

OTHER BUSINESS

Public Comment on City Related Matters

Guil Northrup from Eas: Lansing stated his oppositions to a skateboard park planned for the Ranney Park site. This is the wrong area to consider putting one of these parks. The traffic volume is way too high making conditions too dangerous for kids James C. White of 5136 Doreen said that he is an employee of the City of Lansing Building Safety Division. He has worked for the City since 1979 and has had nothing but problems in his tenure here. He has been harassed during the entire term of his employment. He has been followed, spied upon, photographed, and threatened. He is concerned for his family, his career, his job and his future. He car was recently damaged in a City Parking ramp. When he reported it to Dave McGinnis and called his supervisors Nelson and Hernandez, and the IPD, he was visited by a Police Officer (Officer Gomez) who told him that he would be prosecuted over the incident.

President Benavides asked Mr. Wiener to look into Mr. White's complaint. He has been before Council in the past with problems. He would like to see this matter settled.

Fred W. Adams of 3823 Palmer said that he is a member of the Lansing Boat Club and he asked to be advised about any issues that come up involving the Lansing Boat Club. He asked that Council contact him at home if any issues arise. He thanked Council members for being kind and considerate and doing a good job for the City.

Beverly Miller of 413 Pearl St. spoke regarding the attempts of the Transportation Division to solve the parking problems that exist on her street. Now however there is a proliferation of parking signs that all contradict each other. No one could possibly tell what the parking regulations actually are with all of these conflicting signs all over the place. She stated that the City should have been more concerned about the clean water issue years 15 years ago. She hopes that the City will maintain it's concern now so that the problems will be corrected.

Harold King of 1563 N. High said that he has not received a response to the letter he sent to Council in December 1998.

Sue Erickson of 1403 Indiana, President of Friends of Bancroft Park, said that they were excited to have the Bancroft Park Ice Skating rink opened again, only to find out that the water supply was insufficient to flood the rink and the connections were not big enough to handle the big water hoses needed to do the flooding. They look forward to working the kinks out of this situation so that they may have ice skating next year.

Mike Vanderlip of 1804 Chrysler Rd. stated complaints about the City's procedures for cleaning up drug houses. He recently became aware that one of the houses he owns was occupied by a drug dealer. He worked with the Police Department, who advised him to contact a lawyer to evict his tenants. The Police Department raided the residence and arrested a number of people. The drug dealer no longer lives in his building, but now they are selling out in the street in front of the building. His complaint involves the amount of time it took for Police to raid the apartment. The 65 day interim between his report and raid is unacceptable. There should be something else that they could have done to stop the sale of drugs from his property in a more timely manner.

COMMITTEE REPORTS

There were no Committee Reports

CITY OFFICIAL BOARD REPORTS

f. Parking Regulation Change Request: Rosemont Ave.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

g. Parking Regulation Change Request: Tranter St.

on their way to and from the park. It is improper to bring together skateboards and motor vehicles. Statistics show that most injuries occur in transit to and from the park. The Frander Shopping Center is a high traffic area and is right next door to Ranney Park, additionally Story Oldsmobile utilizes 200 parking spaces in the area for their stock, and you must take into account the roadway traffic which exceeds 95,000 cars traveling by this park on any given day. Many nearby schools and pre-schools use the park for their kids. He asked Council to reconsider the location of the proposed extreme sports park.

1. Letter from the City Clerk submitting Licenses and Bonds for Referral

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

2. Letter from the City Clerk submitting a Contract for Lease with the Granger Group of Companies for a 3-5 Year Lease of Space by the City Clerk's Office Election Unit

REFERRED TO THE COMMITTEE ON WAYS AND MEANS

3. Letters from the City Attorney re:

a. Che D. DeMyers v City of Lansing, et al

REFERRED TO THE COMMITTEE OF THE WHOLE

b. Ellsworth/Storms/Firs: Amendment Group v City of Lansing, et al

REFERRED TO THE COMMITTEE OF THE WHOLE

4. Letter from Zoning Administrator Jim Ruff to Custom Signworks Plus, Inc. regarding their request for a variance from the Sign Code for the Brookshire Townhomes Entry Marker located in the 3900 Block of S. Waverly Rd.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

5. Letters from the Mayor re:

a. Executive Order and Proposed Reorganizational Plan; Integration of the Transportation/Parking Office to the Department of Planning and Neighborhood Development

REFERRED TO THE COMMITTEE OF THE WHOLE

b. Parking Regulation Change Request: Verlinden School Area (Durant St.)

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

c. Parking Regulation Change Request: Townsend St.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

d. Parking Regulation Change Request: Julia Street and Livernois St.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

e. Parking Regulation Change Request: Remy Dr.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

h. Traffic Control Request: Alliance Dr. and Technology Pkwy.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

i. Traffic Control Request; Garfield St. and Lincoln Ave.
REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

j. Traffic Control Request; Crestview Ave. and Rosemont Ave.
REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

k. Traffic Control Request; Haco Dr. and Pennsylvania Ave.
REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

l. Traffic Control Request; Glasgow Dr.
REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

m. Traffic Control Request; Spokane Ave. and Wildwood Ave.
REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

n. Traffic Control Request; Lesher Place and Linden Grove
REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

o. Public Improvement I; Jolly Rd. Curb & Gutter and Storm Sewer Facilities
REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

p. Building Board of Appeals Annual Board Report and Evaluation
REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

q. Letter of thanks from Walnut Street School to Chief Martin of the IED
RECEIVED AND PLACED ON FILE

r. News Releases re: Crime Statistics, Income Tax Form Distribution, Winter Snow Management, Winter Hazards
RECEIVED AND PLACED ON FILE

s. Authorization for the Ingham County/City of Lansing CCAB to Review all County District Court Offender Populations and Make Recommendations to Reduce their Impact on the Ingham County Jail
REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

t. Suspension item from Councilmember Meyer; a letter from the City Attorney
7. Suspension item from Councilmember Allen; a letter from Elvin and Esella Ferreira regarding problems with the Code Compliance Division of the Planning and Neighborhood Development Department
REFERRED TO THE COMMITTEE ON GENERAL SERVICES AND THE CITY ATTORNEY

MOTION OF EXCUSED ABSENCE

By Councilmember Murphy

To excuse Councilmember Adado from tonight's proceedings

Carried unanimously

COUNCIL MEMBERS COMMENTS

Councilmember Allen announced that Ed Simmer is doing well. He will be released from the hospital soon. She announced that her Daughter and Son-in-Law will

regarding Edward Swans v the City of Lansing

RECEIVED AND PLACED ON FILE

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. Letter from Darryl Burgess of 1407 Prospect St. regarding the contents of Civic Center Time Capsule

REFERRED TO THE MAYOR

2. Letter from Gary Andrews of 560 Brookland Blvd. and Jodie Gizadinski of 1135 N. Jenison regarding the Principal Shopping District Downtown Lansing Wall Mural Project

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

3. Letter from Michael & Dianne Alexanian submitting application and itinerary for the 1999 Goodwill Mission to Shiga, Japan

REFERRED TO THE MAYOR AND THE SISTER CITIES BOARD

4. Letter from Nick Roubal of 5866 Carmente Eas. in Orchard Lake, Mi in support of the Modern Skate and Surf Skateboard Park

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES AND THE PARKS BOARD

5. Request from Guil Northrup of 531 Glenmoor in E. Lansing to be allowed to address the City Council regarding safety in the Frandor area

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

6. Letter from Lesler Morgan of 642 Vernon Ave regarding the failure of the City to comply with its own snow removal ordinance

REFERRED TO THE MAYOR THE PUBLIC SERVICES DEPARTMENT, AND THE PUBLIC SERVICES COMMITTEE

adopt a Chinese Baby in March.

Councilmember Bauer thanked Ron Wilson for handling the televising of the City Council Meeting tonight in the absence of Karen Schmidt who had surgery last week. She noted that there are a lot of Christmas trees that have not been picked up and asked what the City can do.

President Benavides said that He has noticed a lot of Christmas trees that still need to be picked up, also. He added that he can provide the Public Service Department with street names, if that would be helpful

Councilmember Deal said that Mr. Lloyd Teets of 116 E. Elm St. could not be here tonight, because he is playing cards. She said that the proposal for the Ranney Park extreme sports activity should not be dumped just because there is traffic and people around. If that were appropriate we would have gotten rid of MSU. She noted that she is not fond of the sign changes at Frandor Shopping Center

Councilmember Murphy urged attendance at the Neighborhood Association of Michigan meeting at the St. Lawrence Parking Pavilion on January 23, He announced

that the Public Safety Committee will not meet this Wednesday.

Councilmember Leeman noted that the traffic control request from residents of Linden Grove and Leshner Place was submitted in December of 1997. He wants to know why this has taken so long, and why they did not get the controls they requested. Councilmember Murphy invited him to attend the Public Safety Meeting when this is taken up.

MAYOR'S EXECUTIVE ASSISTANT'S
RESPONSE TO COMMENTS

Mr. Wiener announced a Neighborhood Grant Writing Seminar on January 27, 1999 at 7:30 to be led by Bill Ross, a well known grant writer. The Neighborhood Grant Applications are due on Friday, February 5, 1999 at 5:00 P.M. He announced that the Parks Department was able to flood Comstock Park and it opened on Friday night. He urged residents to participate in the outdoor skating program. He said that because of yesterday's holiday the City Trash collection program will run one day late this week.

ADJOURNED 8:20 P.M.
MARILYN S. ADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF FEBRUARY 1, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: None

The Invocation and Pledge of Allegiance were led by City Attorney Smiertka

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of January 19, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Murphy

To accept the following under suspension of the rules:

1. From Councilmember Murphy; addition of a Special Ceremony to the Agenda to allow Lansing School Board Chairwoman Sharon Peters to address Council relative to B. Lansing School Board President, Sharon Peters, distributed literature on the Lansing School Districts "Preparing Students for the 21st Century" initiative. She reported that enrollment in the Public School system has stabilized. She is distressed by the media reports regarding the "takeover of Lansing Schools" proposed by Governor Engler in his "State of the State" address. Despite Governor Engler's plans, and Mayor Hollister's impatience, the Lansing School District is physically sound. They are enjoying steadily improving academic progress. The relationship with the Teachers Union has improved. They recently approved a four year contract agreement without going into negotiations. They recognize that there is still a need for reform and change to their system to spur development and growth, however, they have incurred a 10% growth rate for the past year. They are continuing to move forward and will not rest until they are in excellent shape. The School Code of Conduct is a community wide effort to change the behavior of students in schools. The suggestion that they be taken over by Mayor Hollister is not happening because of their performance, nor because of poor performance. It is because of Mayor Hollister's interest and engagement with the Schools. This is the reason that Lansing has been identified as one of two schools where such a major change will take place. They feel strongly that there are issues that they need to think about, such as using a process. They need to identify prospective candidates and fill out their Board. She included Mayor Hollister in the process of filling out School Board vacancies in the seat that was filled by Brian Crenshaw. This is an elected board. She was personally elected by 12,500 residents of the City of Lansing. She reiterated that Lansing is not being included in Governor Engler's pilot program on School Board changes because of any failure on their part, it is due strictly to Mayor Hollister's interest in taking part in such a change. She said that she would gladly give up her position, if it meant that things would be better for the children in Lansing Schools. This is what the City Council and the current members of the School Board must think of. This is a very serious issue that is before them now. She thanked Councilmembers for allotting her time to address them, and said that she looks forward to discussing this issue with Council and the Administration in a more informal manner.

the takeover of the School System proposed by Governor Engler

2. From Councilmember Adado; an Ordinance for Introduction and Setting a Public Hearing on February 15, 1999, in consideration of an Amendment to Chapter 1236, Subdivision Regulations
Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

There were no Announcements of City Events

➤ Special Ceremonies

A. Mayor Hollister introduced Bob Varner and Dr. Rodriguez, members of the Mayor's Drug Free School Task Force, for the purpose of presentation of the 1998-99 School-Based Mini Grants. Dr. Rodriguez introduced Bernita Benson, Michelle Rogers, Teri Metros, Lisa Carter, Shelley Barlow, Jill Campbell, Irene Meyer, Geri Roosien, Luis Briones and Cordell Henderson. recipients of Mini Grant Funds for the operation of programs at Lansing Schools to promote the prevention of drug use.

Councilmember Murphy thanked Mrs. Peters for her comments. She was well spoken. This is the first time that the takeover of Lansing Schools has been discussed in Council Chambers. He asked City Attorney Smiertka what the roll of the City Council will be with regard to the decision of the Legislature. Are they required to approve the plans to reorganize the School System, or how will the reorganization work?

City Attorney Smiertka said that it is difficult for him to answer this question without actually seeing the legislation after it is passed. There is similar legislation that has been passed in Chicago and Boston. There would have to be State legislation which would supersede any local provisions. All creations of School districts and School Boards are found in State acts. Whatever way the Legislature changes the acts will have to be in agreement with the constitution of the State. He doubts that the City council would have any involvement in that process. The Mayor, most likely, would be given the ability to opt into the program to be given the choice to appoint School Board members, or not to appoint School Board members.

Councilmember Murphy asked Mrs. Peters to address the issue of Lansing School's test scores. Where are they now, and where were they five years ago?

Mrs. Peters said that she will see that Councilmembers are provided a report on long term trends. The literature that she distributed this evening contains information on increases in test scores for the past two years. She has seen strong improvements in the past five years, but the School Board will provide Councilmembers with a report on long term trend lines. In the past two years, since they undertook the covenant with the Community and the Blue Ribbon Committee, she has seen tremendous improvements in the Third Grade reading levels.

Councilmember Allen thanked Mrs. Peters for being here this evening. She suggested a public forum for both the School Board and the Mayor to present their goals and objectives. Mrs. Peters stated her willingness to participate in such a dialogue.

Councilmember Beal said that one of the criticisms that she has heard about the school system is the retention of children who are not reading at certain levels. Everyone is leaving a critical component out of these discussions, that is the parents. When the school district holds a child back, the parents frequently decide to take their child out of public schools and enroll them in charter schools, because they are angry at the School for not advancing their kids. The public in Lansing is made up of many people who are aging in place. Their kids have grown up and moved out, but the parents still live in Lansing, and until they sell their homes and move out, new, younger families cannot move in. She would like to explore alternative ways of dealing with kids who cannot make it in traditional settings. She congratulated Mrs. Peters on the job the School Board is doing.

Mrs. Peters said that Lansing Schools are not losing the numbers of kids to Charter Schools that they were predicted by demographers to lose. In fact, they are gaining in enrollment, right now. What the School System needs, and the City needs, is a viable City. They need a vital downtown. They have a downtown now where students can neither purchase a book, nor medical needs. They need to stabilize the City and make it a growing urban area.

Councilmember Bauer said that the Intergovernmental Relations Committee is working with the School Board right now. She appreciates the Board's action in coming down to the City Council Meeting tonight. She would like to hear a response from Mayor Hollister to the comments made by Mrs. Peters tonight.

1. Amending the Code of Ordinances for the Purpose of Providing for the Deletion of the Requirement to deliver Paper Transaction Records to the Chief of Police and adding Section §608A for the purpose of providing for the computerized reporting of pawnshop or second hand dealer transactions within the City of Lansing.

There were no speakers for this public hearing.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

2. Amending Chapter 1610, Sections 161001 through 1610.99 of the Code of Ordinances for the purpose of providing for the adoption of the 1997 Edition of the Uniform Fire code.

There were no speakers for this public hearing.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

3. Reorganization Plan to Integrate the Transportation Division of the Public Service Department into the Department of Planning and Neighborhood Development.

Rick Kibbey, no address given, said that he supports the integration of the Transportation Division into the Planning and Neighborhood Development Department and said that he looks forward to working with Mr. Berridge to improve roads which will also improve neighborhoods. This is a sound idea that makes sense.

REFERRED TO THE COMMITTEE OF THE WHOLE

Public Comment on Legislative Matters:

Rick Kibbey, no address given, stated his support for the marketing for sale of the Boys Training School site, however the resolution authorizing this project has several points missing from it. He is concerned that the resolution does not specify boundaries, nor specify how the Committee is being established. He asked that the resolution be pulled until these issues are explained.

Willy Williams of 505 W. Lenawee congratulated the organizers of the public forum on the GSO project that was held last Thursday. He realizes, for the first time, the difference between sewerwater and storm water and the reason for the sewer separation project. Which is to prevent sewage from being dumped into the Grand River. The question now is how to pay for the separation. It seems to him that if you accept that argument that the issue is stormwater disposal, the argument is really just about which pocket you take the money out of.

Dorothy Jones of 426 W. Barnes Ave. urged Councilmembers to delay the hearing.

Mayor Hollister thanked Mrs. Peters for coming to the Meeting tonight, and said that he does not believe that the Lansing School District is bankrupt. This is the characterization of the Detroit School District that is also proposed for takeover by the Governor. He asked Governor Engler to look at how far the Lansing School System might progress just from using moral authority. Governor Engler asked him how much he might be able to achieve if he were given a more powerful tool. He thinks it is great that we are all here talking about the same thing, improving the performance of our schools, which are still not performing up to the State standards. It is vital that Lansing discovers a way to preserve our work force and the standards of the work force. Employers are going outside the region to find talented, educated, drug free workers. He welcomes the suggestion that they sit down and talk together and look at Governor Engler's proposal. If it is like the plans for Detroit, he will refuse it. Lansing is not in the same category as Detroit is in, and does not need the same type of improvements.

Councilmember Allen asked Mayor Hollister to schedule a Public Forum in the near future that everyone can take part in.

PUBLIC'S AND MAYOR'S COMMENT ON LEGISLATIVE MATTERS

Public Comment on Scheduled Public Hearings:

on the proposals for funding the CSO Project. Citizens need a reasonable length of time to study the proposed ballot language before it is adopted. This is another case of hasty decision making without adequate study of the issue. She asked Council to give them time to study the options before asking them to speak at a public hearing. The City's commitments for current phases of the project can be met without making hasty decisions on future funding. She asked about the pollution that is caused to the river by oil and pollutants that are washed off of city streets during a normal rain fall event. She described the recent attack on Lansing Schools as another hasty decision.

Beverly Miller of 413 Pearl St. said that City Councilmembers should have been this concerned about the state of our rivers, water and air 15 years ago.

Helen Fiser of 12100 S. Cork Rd. in Morrice said that she and her husband first came here two years ago, begging for a public hearing so that their views could be heard. They are now asking Councilmembers not to set the public hearing on February 15, 1999, rather, they would like the hearing delayed to allow the interested public an opportunity to review the information in the report. They need 10-15 days in which to review the information.

Dick Fiser of 12100 S. Cork Rd. in Morrice said that he would like to be able to attend one meeting and learn everything there is to know about the CSO Project. He has attended hundreds of meetings over the course of the past two years and he still needs more time to study this issue.

Howard Jones of 426 W. Barnes Ave. said that he was disappointed, when he was still a Councilmember, with the Consulting Firm that the City hired. He did not feel that the City got their money's worth. He said that he hopes all Councilmembers will read the syllabus that was issued by the Supreme Court. Citizens of the City are very much indebted to Alexander Bolt for pursuing this issue in court. If Councilmembers will read the syllabus, they will learn what pitfalls to avoid. The people of the City are ticked off, because the City Council continually disregards the will of the people and shuts them out of the decision making process, treating them with an attitude of arrogance. Council has an opportunity to include the people in this decision, if they postpone the hearing until at least the First of April. It is the people who should have the right to approve funding for this project, not the Mayor and City Council, and not the consultants and contractors. He said that Councilmembers are not getting good information from the Public Service Department.

Ed Simmer of 2609 Dier St. said that he has been involved in this battle since 1995. Council is rushing this. They need to take their time and give the public an opportunity for involvement. They need to contact CARTO and other public organizations in Lansing. The Public Forums on this subject should be held at the Lansing Center, rather than in Council Chambers.

Kelly Proper of 111 E. Cavanaugh urged Council to delay the Public Hearing on the CSO Project. This is their golden opportunity to form a united front with the Citizens of the City and work together to find a fair and equitable manner to proceed with the CSO Project. It is great to see the Public Forums on the CSO Project being televised. Council needs to consider other funding proposals than just the ones suggested by Mayor Hollister. Councilmembers are asking people to repeatedly come downtown to discuss this issue with them. The report on the 11th will tell them what is and what is not legal. This could lead to a "rush to judgement" that could wind up as another wrong decision for the City. We need to cooperate to clean up the river and to protect everyone, causing harm to no one.

Clyde Smith of 2244 Tecumseh River Dr. complimented Alexander Bolt for pulling off the review of this project. There are thousands of people who did not pay any attention to this issue that now need time to make an educated vote on funding for the CSO Project. Citizens need to be made a part of the team on decisions like this, and to be educated so that they can cast a good, fair, honest, clean vote. He urged Council to delay this public hearing.

Lloyd Teets of 116 E. Elm St. said that it is difficult to speak about this issue tonight, because they do not have the information they need yet, and will not get the information until February 11th. He heard Mayor Hollister say, on Saturday morning, that one of his proposals is to put the Storm Water Enterprise Fund proposal to a vote. He objected to this plan because, even if the public votes for it, the Supreme Court has ruled it a tax which would exempt nonprofit organizations from paying it, and place the burden for their share on taxpayers. He criticized City Attorney Smiertka's speech at last Thursday's Public Forum, because it did not contain even one mention of the Supreme Court Ruling.

LEGISLATIVE MATTERS
RESOLUTIONS

RESOLUTION #022
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has recommended the appointment of Dennis Denno, 524 S. Chestnut Apt. N28, to the Historic District Commission; and

WHEREAS, the Committee on General Services approved the appointment of Dennis Denno;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby confirms the Mayor's appointment of Dennis Denno to the Historic District Commission for a term to expire June 30, 2002.

By Councilmember Adado

ADOPTED BY THE FOLLOWING VOTE:

WHEREAS, the Administration has negotiated the purchase of the Property with the Michigan Department of Management and Budget who recommended to the State Legislature that the Property be sold to the City for the sum of \$1.00 to allow for implementation of the Plan, with the provision that the City will reimburse the State any proceeds derived from the sale of the property as part of the development; and

WHEREAS, Public Act 363 of 1998 has been passed by the State Legislature to authorize sale of the BTS property to the City pursuant to those terms; and

WHEREAS, a Phase I Environmental study has been completed on the property which indicates no visual or historical evidence of environmental contamination on the site and includes the recommendation that no further environmental study is necessary at this time; and

WHEREAS, pursuant to Chapter 208 of the City Code of Ordinances, the Lansing City Council must approve the acquisition of the property;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby approves the purchase of the Property commonly known as the Boys Training School Site, more particularly described in a survey placed on file with the Lansing City Clerk June 10,

YEAS: 7

NAYS: 1 (Councilmember Murphy absent and unexcused for this vote)

RESOLUTION #023
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has recommended the appointment of Glen L. Bachelder, 2717 LaSalle Gardens, to the Historic District Commission; and

WHEREAS, the Committee on General Services approved the appointment of Glen L. Bachelder;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby confirms the Mayor's appointment of Glen L. Bachelder to the Historic District Commission for a term to expire June 30, 2002.

By Councilmember Adado

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

NAYS: 1 (Councilmember Murphy absent and unexcused for this vote)

RESOLUTION #024
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
ACQUISITION OF BOYS TRAINING SCHOOL SITE

WHEREAS, in 1992 the Lansing Planning Board approved the Master Plan for the development of the property known as the Boys Training School Site; and

WHEREAS, the Plan was developed under the direction of the Lansing Planning Department working with the Boys Training School Study Committee, a committee made up of east side citizens, representatives of neighborhood organizations, the Lansing School District, Sparrow Hospital, Lansing Catholic Central and the Ingham County Food Bank; and

WHEREAS, it is recommended in the Plan that the City acquire the Property from the State of Michigan and develop the site for uses that serve a public purpose including as possibilities development of affordable single family residential housing, community gardening and development of athletic fields for the Lansing School District; and

1998, for the sum of \$1.00 plus all closing costs;

BE IT FURTHER RESOLVED, the Property, upon purchase by the City, shall be developed for the public purposes established in the BTS Plan approved by the Lansing Planning Board in March, 1992.

BE IT FURTHER RESOLVED, that a committee, made up of two (2) representatives each from the Eastfield Neighborhood Organization, the Eastside Neighborhood Organization, Neighborhood Watches 221, 237 and 254, Sparrow Estates Neighborhood Organization, Oak Park Neighborhood Organization, E. W. Sparrow Hospital, Lansing Catholic Central, Lansing School District and Lansing Food Bank, and one (1) representative each from the Lansing Planning Board, Mayor's Office and City Council serving as ex officio members, be established to serve as an advisory group as the Plan is implemented, and that the committee members be appointed by the Mayor subject to confirmation by City Council.

BE IT FURTHER RESOLVED, that the sale and development of the Property shall be subject to final approval by the Lansing City Council pursuant to all Charter requirements.

BE IT FURTHER RESOLVED that since the property is being offered for the sum of \$100, the City Council waives the requirement for an appraisal.

BE IT FINALLY RESOLVED the Mayor is authorized to execute all documents necessary to complete the acquisition, subject to prior approval as to form by the City Attorney.

By Councilmember Adado

Carried unanimously

RESOLUTION #025

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Lansing City Council has received an application from Auto Air Composites, Inc. for an Industrial Facilities Exemption Certificate for planned investments within the previously established and amended Lansing Industrial Development District (LPR-6-90), more fully described as:

That part of Lot 8, Midway Industrial Center, a part of Section 3, T3N, R2W, City of Lansing, Ingham, Michigan, described as: Beginning at the Northeast corner of Lot 8, thence South 65 degrees, 56 minutes, 20 seconds West 468 feet, thence South 24 degrees, 03 minutes, 40 seconds East 251 feet; thence North 65 degrees, 56 minutes, 20 seconds East 468 feet to the Northerly line of Lot 8, thence North 24 degrees, 03 minutes,

NOW, THEREFORE, BE IT RESOLVED THAT: a public hearing be held in the City Council Chambers, Tenth Floor, Lansing City Hall, Lansing Michigan, on the 22nd day of February, 1999, at 7:00 p.m., and that notice of such hearing be published in a publication of general circulation in said City, and that the City Clerk give at least (10) days notice of a public hearing when all persons interested may attend and voice objections to, or support for approval of the afore mentioned application.

By Councilmember Adado

Carried unanimously

RESOLUTION #026

BY THE COMMITTEE ON GENERAL SERVICES RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor has recommended the appointment of Maria Enriquez to the Memorial Review Board; and

WHEREAS, the Committee on General Services approved the appointment of Maria Enriquez;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby confirms the Mayor's appointment of Maria Enriquez to the Memorial Review Board as an At Large position for a term to expire June 30, 2003.

By Councilmember Allen

Carried unanimously

PULLED FROM THE AGENDA AND REFERRED BACK TO THE COMMITTEE ON GENERAL SERVICES

THE COMMITTEE ON GENERAL SERVICES RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Tim Stokes appealed a trash violation pertaining to 1712 Reo Road to the General Services Committee on Tuesday, January 26, 1999; and

WHEREAS, Tim Stokes sought to eliminate the special assessment on his July 1998 property tax bill from the actual cost of the contractor; and

40 seconds West along the Northerly line of Lot 8, 251 feet to the point of beginning. Subject to and together with an easement dated April 10, 1989 in Liber 1750, Page 22, Register of Deeds, Ingham County, Michigan

Lot 13, Midway Industrial Center, a subdivision of a part of Section 3, T3N, R2W, City of Lansing, Ingham County, Michigan.

That part of Lot 14 Midway Industrial Center, lying Northerly of the center of Mud Lake Drain, more fully described as: Beginning at the intersection of the North line of Lot 14 and the West line of Enterprise Drive, being the most Northerly corner of said Lot 14, thence S 24deg. 03min. 40sec. E, 248.30 ft. on the West line of Enterprise Drive to a point 25 ft. Northerly of the center line of Mud Lake Drain; thence S 66deg. 56min. 00sec. W, 482.36 ft. on a line 25 ft. North of and parallel to Mud Lake Drain to a point on the West line of Lot 14; thence N 24deg. 03min. 40sec. W, 157.50 ft. to the Northwest corner of Lot 14 thence N 65deg. 56min. 20sec. E, 254 ft. on the North line of Lot 14 to the point of beginning. (This parcel is intended to include all of Lot 14 lying North of Mud Lake Drain including the 25 feet between the described line and Mud Lake Drain). Midway Industrial Center, City of Lansing, Ingham County, Michigan.

WHEREAS, prior to acting on this application it is necessary to hold a public hearing on the requested Industrial Facilities Exemption Certificate (IFI 01-99), to allow for any residents or taxpayers to have the right to appear and be heard.

WHEREAS, the General Services Committee heard the claim and voted to deny the claim of Tim Stokes;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies the claim of Tim Stokes involving 1712 Reo Road.

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

RESOLUTION #027

BY THE COMMITTEE ON GENERAL SERVICES RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the General Services Committee on Tuesday, January 26, 1999 heard the claim of Jack Down which involved allegations of harassment and conspiracy in connection with the issuance of a civil infraction ticket for failure to register a rental dwelling, and

WHEREAS, Jack Down sought to recover damages involving the harassment and conspiracy;

WHEREAS, the General Services Committee voted to deny the claim of Jack Down;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies the claim of Jack Down.

By Councilmember Allen

Carried unanimously

RESOLUTION #028

BY THE COMMITTEE ON GENERAL SERVICES RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Jon Addis appealed a special assessment pertaining to 230 South Hosmer to the General Services Committee on Tuesday, January 26, 1999; and

WHEREAS, Jon Addis sought to eliminate the special assessment on his July 1998

property tax bill from the actual cost of the contractor; and

WHEREAS, the General Services Committee heard the claim and voted to deny the claim of Jon Addis;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies the claim of Jon Addis involving 230 South Hosmer.

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

By Councilmember Allen

WHEREAS, the Committee on General Services reviewed and executed the forms and the request on January 26, 1999; and

WHEREAS, the Committee on General Services approved the transfer of the Class C Liquor License to L A Globe, Inc., 6810 S. Cedar Street;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council hereby concurs with the recommendation of the Committee on General Services to approve the transfer of the Class C Liquor License to L A Globe, Inc.; and

BE IT FURTHER RESOLVED, the City Clerk is requested to notify L A Globe, Inc. of the approval by the City Council.

By Councilmember Allen

Carried unanimously

RESOLUTION #030
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Joachin Mbonu, applied for a Peddler's Permit on date for the purpose of doing business; and

WHEREAS, the Committee on General Services reviewed the application and voted unanimously to approve the Peddler's Permit for Joachin Mbonu;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the recommendation of the Committee on General Services to approve the Peddler's Permit for Joachin Mbonu; and

BE IT FURTHER RESOLVED that the City Clerk is requested to notify Joachin Mbonu of the approval by the City Council.

By Councilmember Allen

Carried unanimously

RESOLUTION #031
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the schools in the Lansing School District and the private elementary schools in the City of Lansing regularly request the City to underwrite the cost renting the domed skating rink in Washington Park through the use of the Community Promotions Program; and

WHEREAS, the process involves considerable time of Mayor and Council staff to review the requests before approving them; and

RESOLUTION #032
BY THE COMMITTEE ON WAYS AND MEANS

Carried unanimously

RESOLUTION #029
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Licensing and Enforcement Division of the Michigan Liquor Control Commission has issued a CLASS C Liquor License to Society, Inc.; and

WHEREAS, L A Globe, Inc., 6810 S. Cedar Street, has obtained the appropriate signatures to transfer ownership from Society, Inc.; and

WHEREAS, Mayor and Council would like to expedite these requests for use of the Community Promotions fund; and

WHEREAS, \$10,000 was budgeted under account number 101-0649073 as estimated revenue to be realized from the Community Promotions account as result of the Lansing Schools and other non profit uses of the ice dome;

NOW, THEREFORE BE IT RESOLVED, that the Lansing City Council hereby authorizes the Lansing Parks and Recreation Department to administratively approve the Community Promotion requests from the schools in the Lansing School District and the private elementary schools in the City of Lansing for use of the domed skating rink in Washington Park during non-peak hours; and

BE IT FURTHER RESOLVED, that the Parks and Recreation Department is authorized to charge the Community Promotions account up to a maximum of \$5,000 during the fiscal year based on the approved rental rate for the domed skating rink in Washington Park during non-peak hours, and upon the close of the skating season a listing of all groups utilizing these funds shall be submitted to the Mayor and City Council.

By Councilmember Allen

Carried unanimously

RESOLUTION #032
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
That the following transfer be approved;

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$351,700	1998 Environ. Bond-Diamond-Reo Phase # 411-933690-971005- 43908	1998 Environ. Bond-Diam. Deep Treatment (new) 411-933690-971005- 43910

(Installation of a deep aquifer treatment facility and treatment system improvements to address increased flows. Item will result in increased operating costs, but is necessary to get closure of the Diamond-Reo project. Additional amount (\$180,000) addressed by administrative transfer within earlier Environmental Bond series not requiring Council action for changes in bond work program.)

By Councilmember Meyer

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

NAYS: 1 (Councilmember Murphy absent and unexcused for this vote)

RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the City of Lansing desires to host a major multi-day music celebration at Louis F. Adado Riverfront Park in downtown Lansing; and

WHEREAS, this annual music celebration will constitute a public purpose by contributing to the continuing renaissance and economic vitality of downtown Lansing and the entire Lansing area through its substantial economic impact; and

WHEREAS, the Lansing Entertainment and Public Facilities Authority, in partnership with Meridian Entertainment Group, producers of the highly successful Cherry Festival in Traverse City and the Muskegon Summer Celebration, are proposing to develop and manage such a music celebration at Riverfront Park in downtown Lansing; and

WHEREAS, this multi-day event will feature top national recording artists in order to maximize attendance and sponsorship opportunities; and

WHEREAS, this event would also feature children's programs, outdoor recreational opportunities, river based activities, and food and beverage offerings including beer and wine, and an array of food selections from ethnic groups, reflecting the diversity of the Lansing community; and

WHEREAS, this event will require the use of the Lansing Entertainment and Public Facilities Authority cash reserves in order to pay for its share of the costs associated with the procurement of music talent, programming and operational expenses in producing a first class musical celebration; and

WHEREAS, an event of this magnitude will require City support in its FY 2000 budget for the Police and Parks and Recreation Department; and

WHEREAS, THIS EVENT WILL ALSO REQUIRE A SPECIAL PARKING RATE OF \$5.00 FOR EVENT PARKING IN City facilities, with the parking revenues net of expenses supporting the event; and

NOW, THEREFORE BE IT RESOLVED, that the Lansing City Council encourages the Lansing Entertainment and Public Facilities Authority to proceed and develop a major multi-day music celebration downtown at Louis F. Adado Riverfront Park to occur in the summer of 1999 if feasible; and

BE IT FURTHER RESOLVED, that the City share in any net profit from this event by a proportionate reduction in the City subsidy to LEPPA in the next fiscal year.

BE IT FINALLY RESOLVED that the Lansing City Council would work with the Lansing Entertainment and Public Facilities Authority to make this event a success.

By Councilmember Meyer

WHEREAS, the City of Lansing and Granger Equities, LLC have proposed to contract for premises for the operation of the election processing unit of the City Clerk's Office; and

WHEREAS, the City of Lansing and Granger Equities, LLC agree under said contract that the leased premises are located in the basement of 309 N. Washington Court, Lansing, Michigan, and that the city execute the lease for the premises with the owner for a term of three years, with an option for an additional two year term; and

WHEREAS the City of Lansing and Granger Equities, LLC agree that the lease rate shall be not more than \$13.75 Per Square Foot (for 3,000 Sq. Ft.) which includes real estate taxes, insurance, utilities, janitorial, maintenance and rubbish removal;

NOW, THEREFORE, BE IT RESOLVED, that authorization is granted to the City to enter into a three (3) year lease for premises located in the basement of 309 N. Washington Court to operate the election processing unit of the City Clerk's Office; and

BE IT FURTHER RESOLVED that the administration is authorized to make transfers within the City Clerk's budget to accommodate the proposed lease; and

BE IT FINALLY RESOLVED the Mayor, on behalf of the City, is authorized to sign

Carried unanimously

RESOLUTION #034

RESOLVED BY THE CITY COUNCIL OF

THE CITY OF LANSING

BY THE COMMITTEE ON WAYS AND MEANS

Whereas, it is the objective of the City of Lansing to work in partnership with other organizations to provide assistance through the Network Centers to address community needs and facilitate problem-solving; and

Whereas, the City in a partnership with various agencies in the Lansing area has developed the Southside Network Center and plans other Network Centers; and

Whereas, the partners are currently engaged in the selection of the Network Center Coordinator through the Michigan State University Extension Service; and

Whereas, the City of Lansing has provided financial resources to support the Network Center Coordinator; and

Whereas, this AmeriCorps *VISTA application seeks six (6) Resource Coordinators which will be supervised and work with the Network Center Coordinator; and

Whereas, these AmeriCorps *VISTA volunteers will be neighborhood residents from Lansing who will work with their neighborhoods; and

Whereas, there will not be any city funds used on this AmeriCorps *VISTA project; and

Now, Therefore, Be It Resolved that the City Council Ways and Means Committee authorizes the Administration to apply for the grant, and to sign and execute all necessary documents to accept the grant, and subsequent review and approval by the City Attorney, should the application be approved by the Community Service Commission; and

By Councilmember Meyer

Carried unanimously

~~PULLED FROM THE AGENDA AT THE REQUEST OF COUNCILMEMBER MEYER AND REFERRED BACK TO THE COMMITTEE ON WAYS AND MEANS~~

BY THE COMMITTEE ON WAYS AND MEANS

RESOLVED BY THE CITY COUNCIL OF

THE CITY OF LANSING

and execute all necessary documents to effectuate the lease of the premises, subject to final approval as to form and substance by the City Attorney.

RESOLUTION #035

BY THE COMMITTEE OF THE WHOLE

RESOLVED BY THE CITY COUNCIL OF

THE CITY OF LANSING

WHEREAS, the City Council would like to receive public input on the four funding options proposed by the Mayor to finance the CSO/Stormwater Project;

NOW, THEREFORE, BE IT RESOLVED that the City Council, hereby, sets a public hearing for Monday, ~~February~~ MARCH 15, 1999 at 7:00 p.m. in the City Council Chambers to receive public input on the four funding options proposed by the Mayor to finance the CSO/Stormwater Project.

By Councilmember Bauer

To place an affirmative roll on the resolution

By Councilmember Adado

To amend the Resolution in the resolved clause so that it reads as follows: "NOW, THEREFORE, BE IT RESOLVED that the City Council, hereby sets a public hearing for Monday, March 15, 1999, at 7:00 p.m. in City Council Chambers to receive public input on funding options to finance the CSO/Stormwater Project"

Carried unanimously

COUNCILMEMBER BAUER'S MAIN MOTION WAS

CARRIED UNANIMOUSLY

ORDINANCES FOR INTRODUCTION

INTRODUCTION OF ORDINANCES BY COUNCILMEMBER ADADO

That an Ordinance to amend Chapter 1236, Sections 1236.08 Lot Divisions and 1236.11 Variances, of the Code of Ordinances of the City of Lansing, Michigan, for the purpose of providing for a revision to Title Four, Subdivision Regulations, was introduced by Councilmember Adado, read a first and second time by title and referred to the Committee on Development and Planning

RESOLUTION #036 BY COUNCILMEMBER ADADO RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, February 15, 1999, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing an ordinance to amend Chapter 1236, Sections 1236.08 Lot Divisions and 1236.11 Variances, of the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-17-98; 215 W. Lenawee St., be placed on order of immediate passage.

CARRIED UNANIMOUSLY

BY COUNCILMEMBER ADADO

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-17-98; 215 W. Lenawee St., be now passed

YEAS: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: None

By Councilmember Adado

That this Ordinance, being necessary for the immediate preservation of the Public Peace, Health, or, Safety, shall take effect upon its passage

Carried unanimously

ORDINANCE #2429

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES

The City of Lansing ordains:

Divisions and 1236.11 Variances, of the Code of Ordinances of the City of Lansing, Michigan, for the purpose of providing for a revision to Title Four, Subdivision Regulations,

Interested parties are encouraged to attend this Public Hearing

By Councilmember Adado

Carried unanimously

ORDINANCES FOR PASSAGE

BY COUNCILMEMBER ADADO

That we move to the passage of Ordinances

CARRIED UNANIMOUSLY

BY COUNCILMEMBER ADADO

That the Ordinance when read by its title for a second time, be considered as read in full

CARRIED UNANIMOUSLY

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

BY COUNCILMEMBER ADADO

Section 1 That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification on the property described as follows:

Case Number: Z-17-98, 215 W. Lenawee St.

Parcel Number: PPN 3301-16-380-003-0

Legal Description: PART OF LOTS 1 THRU 5 INCL, ALSO LOTS 8 THRU 12 INCL COM 122 FTE OF NW COR BLOCK 148, THS 90 FT, SW 7.1 FT, S 72 FT, E 4 FT, S 163 FT, E 44 FT, N 33 FT, E 49.5 FT, S 33 FT, E 115.5 FT, N 350 FT, W 208 FT TO BEG; BLOCK 148, ORIG PLAT, CITY OF LANSING, INGHAM COUNTY, MICHIGAN

from "E-1" Apartment Shop District to "G-1" Business District

Section 2 All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed

Section 3 This ordinance shall take effect thirty (30) days from its passage unless given immediate effect by the City Council

Given immediate effect by motion of Councilmember Adado

MARILYNN SLADE, CITY CLERK

OTHER BUSINESS

Public Comment on City Related Matters

Rev. J. Wes: of 624 W. Saginaw asked why Mayor Hollister's Address is on the receipts that were issued to her for storage

Frank Curtis "X", no address given, criticized the Police Department for the shooting

of the young man last weekend. Just because he was shooting at Police Officers was no reason for him to be killed. Police do not need to shoot to kill. There should be an investigation of this incident. He said that the City Council Chambers was the site of a School Board meeting tonight, and he does not feel that Councilmembers treated the School Board President with enough respect.

James C. White of 5130 Dorene thanked Councilmember Murphy for sharing a wisdom with him. He expects to be able to work with the City and his supervisor to fix this problem. He has 19 years of seniority with the City of Lansing. He has been employed by the City since 1979. He believes that his problems have been caused by unfair labor practices.

Ed Simmer of 2609 Dier thanked everyone at Ingham medical Center who helped in his recent treatment there. He said that the City needs additional handicapped parking spaces around the City Hall building. He stated his support for an extreme sports park to keep kids away from drugs. A lot of positive things will happen from the development of such a sports complex.

Beverly Miller of 413 Pearl St. said that in the 1980's Consumers Power Company had a big "white elephant" in the form of a nuclear power plant in Midland and they did not know what to do with it. So, they put a task force together to solve their problem. That is what the City needs to do. They need a committee. The Citizens of Lansing are not stupid, they can come up with the answers that are needed. Council needs a solution, a committee could help.

Charlene Decker of 2711 Pleasant Grove Rd. thanked the City Council for speaking out and speaking their minds tonight. Mayor Hollister's comments about the School Board were insulting, unfair and uncalled for. The Mayor has not authority over the Lansing School Board, and that is as it should be. She does not want Mayor Hollister to be put in charge of the educational system. She wants an independent School Board, because we need compromise. Mayor Hollister should stay at the City Council Meetings through the Public Comment portion of the agenda.

Joy Wallace of 732 W. Lapeer spoke regarding the application for a SDD/SDM Liquor License by Rite Aid for their store located at the corner of Pennsylvania Ave. and Michigan Ave. City Council has said that they do not support an issuance of a license at this location, and that the sale of liquor there would be improper. Police Chief Johnson has decided that it is a business decision. He should be more concerned with the needs of the community. This decision makes him seem inaccessible to the community. Additionally, Her neighborhood wants their Community Police Officer back. Chief Johnson has said that he does not want to be involved in the politics of the issue, but it sounds more like he does not want to be involved with the opinions of the residents.

Lloyd Teets of 116 E. Elm St. said that he objects to the time given to Bob Swanson tonight to explain available funds in the CSO Project. Mr. Swanson spoke for 10 minutes and never answered the questions that were put to him by Councilmembers.

Clyde Smith of 2244 Tecumseh River Dr. said that the Lansing Board of Education needs to learn how to run a public school system.

COUNCILMEMBER ALLEN LEFT THIS MEETING OF THE LANSING CITY COUNCIL AT 10:25 P.M. AND WAS EXCUSED BY PRESIDENT BENAVIDES

Dick Fiser of 12 D0 S. Cork Rd. in Morrice said that he has an alternate proposal for funding the CSO Project. He suggests that the City use the General Fund Account to back the SRF Loan program. If Mayor Hollister is sincere about the project, he should be able to go along with this idea. He said that he has been trying to get copies of the plans for the WWTP plant, but has been unsuccessful. At one time, these plans were in the possession of Mrs. Love from the Planning and Neighborhood Development Department.
By Councilmember Benavides

That the Report of the Committee be Adopted

Carried unanimously

Willy Williams of 505 W. Lenawee said that the Public Hearing on the funding for the CSO Project has been set for March 15, 1999, but it seems to him that public input begins now. City Council will continue to get public input every time some interested party makes a statement at a City Council Meeting. Seventy percent of the people back what Mayor Hollister is doing and 30% of the people oppose it and are showing up at Council Meetings and being loud. He invited the other members of the majority to join him at Council Meetings in support of the Storm Water Enterprise Fund methodology. He thanked Councilmembers Adado, Meyer, and Murphy for the work that they do.

COMMITTEE REPORTS

RESOLUTION #037 REPORT OF COMMITTEE

THE DEVELOPMENT AND PLANNING COMMITTEE to whom was referred Z-17-98, the proposed ordinance to rezone 215 W. Lenawee Street from "E-1" Apartment Shop District to "G-1" Business District.

The Committee which analyzed the proposed ordinance, and;

REPORTS AS FOLLOWS: The Committee recommends Z-17-98, the proposed ordinance to rezone 215 W. Lenawee Street from "E-1" Apartment Shop District to "G-1" Business District.

Signed, Lou Adado, Chairperson
Sandy Allen
Tony Benavides

BY COUNCILMEMBER ADADO

That the Report of the Committee be received.

CARRIED UNANIMOUSLY

December 14, 1998

RESOLUTION #038 REPORT OF COMMITTEE

THE COMMITTEE OF THE WHOLE, to whom Vice President Joan Bauer reported a request to allocate up to 200 hours from the City Council Staff Comp Time Bank to Karen Schmidt,

REPORTS AS FOLLOWS: The Committee reviewed the recommendation of the Vice President and voted to approve the request that the Council allocate up to 200 hours from the City Council Staff Comp Time Bank to Karen Schmidt.

Signed: Council President Tony Benavides
Council Vice President Joan Bauer
Councilmember Louis H. Adado
Councilmember Sandy M. Allen
Councilmember Ellen M. Beal
Councilmember Harold J. Leeman, Jr.
Councilmember Larry Meyer
Councilmember Michael C. Murphy

1. Letter from the City Clerk submitting minutes from city boards and authorities

RECEIVED AND PLACED ON FILE

2. Letters from the Mayor re:

a. Administrative/Executive Transfers

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- b. Appointment of Mark Murray to the Board of Water & Light (FE 2003)

REFERRED TO THE COMMITTEE OF THE WHOLE

- c. Appointment of Harry Hepler to the Principal Shopping District Board (FE 2003)

REFERRED TO THE COMMITTEE OF THE WHOLE

- d. Reappointment of Chris Sherwood to the Plumbing Board (FE 2003)

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- e. Sale of Property, 522 S. Butler Street

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- F. ACT 25-98, Donation of Vacant Property Next to 3317 Felt Street

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- G. 1998 Evaluation of the Building Board of Appeals

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- H. Letter of Appreciation to the Public Service Department from Susan Webber

RECEIVED AND PLACED ON FILE

I. Press Release: Neighbors and Community Policing Officer Team Up to Identify Problem House, The Greater Lansing Symphony Orchestra Appoints Everett High School Student to Its Board of Directors, Pottengill Middle School Students & Community Safety

RECEIVED AND PLACED ON FILE

- j. Transfer of Funds: Public Service Department, Management Services

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

k. Lansing Community College National Junior Collegiate Athletic Association National Cross Country Championships/Use of Groesbeck Golf Course, November 13, 1999

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- l. Potter Park Zoo Fee
2. Notice from the State of Michigan, Department of Consumer & Industry Services, of the closure of an Adult Foster Care Medium Group Home (Grandma's Home Sweet Home, 204 E. Mt. Hope ave.)

REFERRED TO THE MAYOR AND THE PLANNING BOARD

3. SLU-199, 528 N. Seymour Avenue, expansion of existing paved parking lot, Lansing Community College (Replaces Z-18-98 which is being withdrawn)

REFERRED TO THE MAYOR AND THE PLANNING BOARD

4. Letter from the Lansing Boat Club requesting a meeting with Council to negotiate property use rights for the coming years

REFERRED TO THE MAYOR, THE CITY ATTORNEY AND THE COMMITTEE OF THE WHOLE

5. Letter from Robert Lee Prawdzik of 3131 W. Mt. Hope appealing his curb, gutter &

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- m. 1998 Fire Board Annual Report

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- n. River Trail North/Clean Michigan Initiative Grant

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- o. Mayor's State of the City Address, 1998 report Card/Status Report, 1999 Report Card

RECEIVED AND PLACED ON FILE

- p. Ingham County Drain Easement - Burchard Park

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING AND THE COMMITTEE ON PUBLIC SERVICE

3. Annual Report from the Mechanical Board

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

4. Annual Report from the Plumbing Board

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

5. Appointments to City Council Committees and Boards by Council President Benavides (Revised)

RECEIVED AND PLACED ON FILE

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. Post card from Brian Smith in favor of an Extreme Sports/Skateboard Park

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES AND THE PARKS BOARD

sidewalk assessment

REFERRED TO THE STORMWATER/CSO COMMITTEE AND THE PUBLIC SERVICE DEPARTMENT

COUNCIL MEMBERS' COMMENTS

Councilmember Leeman thanked Parks and Recreation Director, R. Eric Reickel and the members of the Committee on the Extreme Sports Park. He attended their Meeting that was held at the Foster Community Center. Their presentation was very well done. This issue goes next to the Parks Board. He announced that there was a Downtown Neighborhood Association Meeting (as Saturday, at which they held a silent auction. This program was very nice, and he thanked everyone involved.

Councilmember Murphy announced that on Thursday, February 4, 1999, the Public Forums on the CSO Project will continue. This will also be the subject of the Committee of the Whole Meeting which will begin at 4:00 on that day. The Committee Meeting, as well as the Public Forum will be televised, and the Public Forum will have call in capability. He invited the entire listening audience to participate in

these meetings and to call their comments in if they are unable to attend. The phone number to call in comments at is 483-4177. The formal Public Hearing on the funding mechanisms for the CSO Project will be held on March 15, 1999. They will put aschedule together of events involved in the consideration of this issue. He urged his colleagues to provide their input with regard to the scheduling as soon as possible. They are looking at a June election on the funding options. Notices have been sent out to Neighborhood organizations and the Business community urging them to come out this Thursday and participate. He confirmed the regularly scheduled meeting of the Public Safety Committee this Wednesday morning at 8:00 A.M. He wished condolences to the family of former LPD Officer Jerry Lawson. He announced that the Personnel Department and the Genesee Neighborhood Association will conduct a workshop on how to fill out applications at the Grace Lutheran Church on February 16, 1999. Today is the beginning of the February 1999 African American History Month observance. Activities are planned throughout the Month. On February 15, 1999, there will be a Program in City Council Chambers during the Special Ceremony portion of the City Council Meeting in which school kids will do an interpretive dance to share the meaning of this celebration.

Councilmember Adado announced that there will not be a Development and Planning Committee Meeting this week. They will meet next week. He reported receiving a thank you card from Bob and Rose Corey thanking Councilmembers for the Resolution of Tribute they passed in November of 1998.

Councilmember Deal responded to comments made by Clyde Smith, saying, it is unfair to compare public schools to private schools. Private schools can just kick kids out and then public schools get them and, are required BY the State Constitution to complete their education.

Councilmember Bauer announced that on Tuesday, February 9, 1999, is the Susan B. Anthony Celebration at the MSU Athletic Club, with guest speaker Attorney General Jennifer Grandholm. On February 19, 1999, at the Lansing Center is the Bea Christy Award Dinner which is a recognition of neighborhood leaders. Tickets for this event are \$10.00 and are available by calling 372-6290. She agreed with Councilmember Leeman that the Downtown Neighborhood Associations Annual Meeting and Silent Auction was an impressive event. She did win one of the items that she bid on. She announced an upcoming joint meeting with the School Board. They are looking at scheduling the meeting for February 22, 1999. She asked her colleagues to let her know if that date is good. She confirmed the regularly scheduled meeting of the Committee on Intergovernmental Relations this Thursday at 3:00 P.M. where they will take up plans for the joint building authority.

MAYOR'S EXECUTIVE ASSISTANT'S
RESPONSE TO COMMENTS

Mr. Graves did not have any comments

ADJOURNED 10:50 P.M.
MARILYNN SLADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF FEBRUARY 8, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: None

The Invocation and Pledge of Allegiance were led by Father Jeff Boyer of St. Michaels' Episcopal Church

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of January 25, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Allen

To accept the following under suspension of the rules:

1. From Councilmember Allen; a letter from the Federated Polish Home regarding a citation issued to them for failure to remove snow and ice from their sidewalks on January 13, 1999

2. From Councilmember Leeman; a letter from Judy Hackett of the Oak Park Neighborhood Association regarding the installation of Stop Signs at Linden Grove and Leshner Place

3. From Councilmember Beal; a recommendation for the Appointment of Marcus Abood to the Board of Review for a Term To Expire June 30, 2003

4. From Councilmember Meyer; authorization for the Letting of Bids for the Potter Park Zoo Entrance Plaza Renovation and an associated Transfer of Funds

5. From Councilmember Meyer; a proposed resolution issuing a statement of intent to identify funding sources for the CSO Project prior to June 30, 1999

6. From Councilmember Meyer; a Transfer of Funds for the Groesbeck Golf Course Clubhouse

7. From Councilmember Beal; a request that Item IX B, a Committee Report regarding Lloyd Teets of 116 E. Elm St. said that in 1991 the City Council passed a resolution saying that 50% of the funding for the CSO Project would be done by sewer rates and 50% would come from the General Fund. In 1995 they passed the Storm Water Enterprise Fund Ordinance which was to have raised \$6,000,000 per year. In 1996 and 1997 this amount was reduced to \$5,000,000. Every construction season, the City got millions of dollars in low interest loans from the State Revolving Funds. Now they are saying that they need to put something in place to fund next years construction. The City should have plenty of money to fund this construction without putting any type of funding mechanism in place.

Alexander Bolt of 1230 Reo Rd. agreed with the comments made by Lloyd Teets. Additionally, he believes that if the City proceeds with the, the money should come from a combination of special assessment, sewer rates, and general

the Complaints of Eugene Buckley regarding traffic control orders be pulled from tonight's agenda

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Councilmember Meyer said hello to Mrs. McClinton's 3rd Grade Class at Atwood School.

Councilmember Leeman announced that the Lansing Neighborhood Council asked him to invite everyone to participate in the Bea Christy Awards Dinner on Friday, February 19, 1999, at the Lansing Center. Tickets are \$10.00 per person.

Councilmember Bauer announced that the Turner Dodge House is having a Valentine's Day Celebration. Tickets to this event are \$25.00 per person and are available by calling Council Offices at 483-4177, or by calling the Turner Dodge House directly.

➤ Special Ceremonies

A. Ellen Sprolle & Eric Larsen of the Impression 5 Science Museum said that they are here to reaffirm that the Impression 5 Museum will not only survive, it will thrive. They participate in all of the City's major festivals and will continue to do so. They thanked Councilmembers for the money that the Museum gets through the City, particularly Arts Funding that is appropriated by City Council. Mr. Larsen invited everyone to a fund raiser, "The Almost Spring Fling" and thanked their supporters; Michigan Credit Union Association, Michigan Retailers Association, Michigan Restaurant Association, the Board of Water & Light, and the Michigan Licensed Beverage Association.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

There were no Public Hearings

➤ Public Comment on Legislative Matters:

fund monies. This is how it was funded in the past, and how it should continue. He urged the listening audience to vote no on a stormwater methodology. Many people in Lansing are on a fixed income and cannot afford the extra money that was billed to them under the Stormwater Enterprise Fund Ordinance just before Christmas of each year. If the funding is placed on sewer rates, people can at least cut down on the amount of water they use and thereby reduce their costs.

LEGISLATIVE MATTERS
RESOLUTIONS

RESOLUTION #039
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Transportation Division received a request from Craig Allen, Maintenance Director for the Capital Area Transportation Authority (CATA), to prohibit parking on the west side of Tranter Street opposite CATA's main maneuvering in and out the driveway onto Tranter Street when vehicles are parked on the west side of the street across from the main driveway;

WHEREAS, the request was referred to the Traffic Board;

WHEREAS, the Transportation Division staff conducted a study of the roadway conditions and parking activities;

WHEREAS, based upon the results of the Transportation Division's study, the Traffic Board concurs with the recommendation of the Transportation Division to implement a no parking zone on the west side of Tranter Street across from CATA's main driveway for busses;

WHEREAS, the approved minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 98-046, thereby authorizing the Transportation Engineer to prohibit parking on the west side of Tranter Street from 682 feet south of Cavanaugh Road to 819 feet south of Cavanaugh Road;

BE IT FURTHER RESOLVED that the existing parking regulations are documented on Traffic Control Order No. 98-046, supporting the historic parking regulations for the Tranter Street from Cavanaugh Road to Jolly Road;

WHEREAS, pursuant to Section 253(2) of the Lansing Code of Ordinances the Transportation Engineer on August 11, 1998, enacted a temporary traffic control order to modify the existing parking regulations on both sides of Rosemont Avenue from Hunter Boulevard to Maplehill Avenue. On the west side of Rosemont Avenue the following temporary parking regulations were implemented: prohibit parking from Hunter Boulevard to 235 feet north of Crestview Avenue - prohibit stopping, standing, and parking, except busses from 235 feet north of Crestview Avenue to 155 feet north of Crestview Avenue; prohibit stopping, standing, and parking from 155 feet north of Crestview to 53 feet south of Crestview Avenue; prohibit parking from 53 feet south of Crestview Avenue to Maplehill Avenue. On the east side of Rosemont Avenue the following temporary parking regulation was implemented: prohibit stopping, standing, and parking from 64 feet south of Crestview Avenue to 73 feet north of Crestview Avenue;

WHEREAS, site visits to the area, have confirmed that the temporary parking regulations have been effective in reducing pedestrian-vehicle conflicts in the crosswalk at the intersection of Rosemont Avenue and Crestview Avenue;

WHEREAS, based upon the results of the Transportation Division's study, the Traffic Board concurs with the recommendation of the Transportation Division to make permanent the temporary parking regulations on Rosemont Avenue from Hunter Boulevard to Maplehill Avenue;

WHEREAS, the approved minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 98-038 thereby authorizing the Transportation Engineer to implement the following parking regulations on Rosemont Avenue: On the west side, parking shall be prohibited from Hunter Boulevard to 235 feet north of Crestview

driveway for busses. Mr. Allen made this request because CATA busses often have difficulties

BE IT FINALLY RESOLVED that Traffic Control Order No. 98-046 shall become effective when signed by the Transportation Engineer, filed with the City Clerk, and the appropriate signs are erected

By Councilmember Murphy

Carried unanimously

RESOLUTION #040 RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Transportation Division received a request from Amy Rendon, of 643 Maplehill Avenue, to investigate vehicle and pedestrian activities on Rosemont Avenue in front of Immaculate Heart of St. Mary/St. Casimir school (IHM). Ms. Rendon is concerned about the number of pedestrian-vehicle conflicts that occur before and after school;

WHEREAS, the request was referred to the Traffic Board;

WHEREAS, the Transportation Division staff conducted a study of the roadway conditions and parking activities;

WHEREAS, the Transportation Division staff reviewed the proposed parking plan with Mary Dalla, Principal of IHM;

WHEREAS, Ms. Dalla concurs with the recommendations of the Transportation Division;

Avenue; stopping, standing, and parking, except busses shall be prohibited from 235 feet north of Crestview Avenue to 155 feet north of Crestview Avenue; stopping, standing, and parking shall be prohibited from 155 feet north of Crestview to 53 feet south of Crestview Avenue; parking shall be prohibited from 53 feet south of Crestview Avenue to Maplehill Avenue. On the east side of Rosemont Avenue the following parking regulation shall apply: Stopping, standing, and parking shall be prohibited from 64 feet south of Crestview Avenue to 73 feet north of Crestview Avenue;

BE IT FINALLY RESOLVED that Traffic Control Order No. 98-038 will become effective when signed by the Transportation Engineer and filed with the City Clerk;

By Councilmember Murphy

Carried unanimously

RESOLUTION #041 RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Transportation Division received a request from Gerry VandeVusse, Vice President of Lansing Operations for the AIS Construction Equipment Company at 3600 N. Grand River Avenue, to prohibit parking on both sides of Remy Drive. Mr. VandeVusse made this request because he feels parking on either side of Remy Drive creates a traffic hazard because large trucks are having difficulties negotiating the turn off of and onto N. Grand River Avenue;

WHEREAS, the request was referred to the Traffic Board;

WHEREAS, the Transportation Division staff conducted a study of the roadway conditions and parking activities;

WHEREAS, pursuant to Section 253(2) of the Lansing Code of Ordinances, on May 15, 1998 the Transportation Engineer enacted a temporary traffic control order and signs were installed on Remy Drive to: prohibit parking on the west side from 105 feet north of Mint Road to N. Grand River Avenue; prohibit parking on the east side from N. Grand River Avenue to 207 feet north of N. Grand River Avenue; prohibit parking

on the east side from 410 feet north of N. Grand River Avenue to 557 feet north of N. Grand River Avenue- prohibit parking on the east side from 120 feet south of Mint Road to Mint Road;

WHEREAS, site visits to the area have confirmed that the temporary parking regulations on Remy Drive have been effective in discouraging vehicles from parking in areas where trucks need extra room to properly complete turning maneuvers;

WHEREAS, based upon the Transportation Division's study, the Traffic Board concurs with the recommendation of the Transportation Division to make permanent the NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 98-039, thereby authorizing the Transportation Engineer to prohibit parking on the west side of Remy Drive from 105 feet north of Mint Road to N. Grand River Avenue- prohibit parking on the east side of Remy Drive from N. Grand River Avenue to 207 feet north of N. Grand River Avenue- prohibit parking on the east side of Remy Drive from 410 feet north of N. Grand River Avenue to 557 feet north of N. Grand River Avenue- prohibit parking on the east side of Remy Drive from 120 feet south of Mint Road to Mint Road;

BE IT FINALLY RESOLVED that Traffic Control Order No. 98-039 shall become effective when signed by the Transportation Engineer and filed with the City Clerk.

By Council member Murphy

Carried unanimously

RESOLUTION #042
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Transportation Division received a petition request from Jennifer and Stuart Hull to prohibit parking on the south side of Julia Street from Livernois Street to Southgate Avenue, and on the east side of Livernois Street from Robert Street to Julia Street. Mr. and Mrs. Hull made this request because people attending the soccer games at Kendon School park their vehicles on Julia Street and on Livernois Street. When vehicles are parked on both sides of these 26 feet wide streets, maneuvering in and out of driveways is very difficult. Mr. and Mrs. Hull are also concerned about the ability of emergency vehicles being able to negotiate Julia Street and Livernois Street. Men vehicles are parked on both side of the street;

WHEREAS, the request was referred to the Traffic Board;

WHEREAS, the Transportation Division staff conducted a study of the roadway conditions and parking activities;

WHEREAS, since the petition received by the Transportation Division did not represent a majority of the residents living on Julia and Livernois Streets, the Transportation Division mailed surveys along with a self-addressed stamped envelope to residents on Julia, Livernois, and Robert Streets. Robert Street residents between Livernois Street and Southgate Avenue were surveyed because there was concern that eliminating parking on Julia and Livernois Streets would result in vehicles parking on Robert Street.

WHEREAS, as a result of the survey; the majority of residents that returned the survey on Julia Street between Livernois Street and Southgate Avenue favored prohibiting parking on the north side of Julia Street; the majority of residents that returned the survey on Robert Street favored leaving the existing parking regulations in place; WHEREAS, the approved minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 98-040, thereby authorizing the Transportation Engineer to

temporary parking regulations on Remy Drive;

WHEREAS, the approved minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

survey on Livernois Street between Robert and Julia Streets favored prohibiting parking on the east side of Livernois Street; and the majority of residents that returned the survey on Robert Street favored leaving the existing parking regulations in place;

WHEREAS, the approved minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Orders Numbers 98-014 and 98-015, thereby authorizing the Transportation Engineer to prohibit parking on the north side of Julia Street from Livernois Street to Southgate Avenue, and to prohibit parking on the east side of Livernois Street from Robert Street to Julia Street, respectively.

BE IT FINALLY RESOLVED that Traffic Control Orders Numbers 98-014 and 98-015 shall become effective when signed by the Transportation Engineer, filed with the City Clerk, and the appropriate signs are erected.

By Council member Murphy

Carried unanimously

RESOLUTION #043
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Transportation Division investigated replacing the existing no parking zone, in front of the YWCA building, on Townsend Street, with two hour metered parking between the hours of 8:00 AM and 6:00 PM. The Transportation Division initiated this study because the YWCA building, which used to house a day care center, is now vacant. The no parking zone in front of the YWCA building was implemented to create a pick up/drop zone for the day care center;

WHEREAS, the request was referred to the Traffic Board;

WHEREAS, the Transportation Division staff conducted a study of the roadway conditions and parking activities;

WHEREAS, based upon the results of the Transportation Division's study, the Traffic Board concurs with the recommendation to remove the 61 foot no parking zone in front of the YWCA building on Townsend Street, and install three new metered parking spaces; ins: all three additional parking meters on Townsend Street;

BE IT FURTHER RESOLVED, that the existing regulations for metered parking and prohibited parking on both sides of Townsend Street between Washtenaw Street and Allegan Street are documented on TCO-98-040;

BE IT FINALLY RESOLVED, that Traffic Control Order No. 98-040 will become effective when signed by the Transportation Engineer, filed with the City Clerk, and the appropriate signs and parking meters are installed.

By Council member Murphy

Carried unanimously

**RESOLUTION #044
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the Transportation Division received a request from Faith D. Clark, Verlinde Elementary P.T.O. President, to provide on-street parking for volunteers that tutor children at Verlinde Elementary. Ms. Clark made this request because the parking lot at Verlinde Elementary does not have the capacity to accommodate volunteer parking;

WHEREAS, the request was referred to the Traffic Board;

WHEREAS, the Transportation Division staff conducted a study of the roadway conditions and parking activities;

WHEREAS, pursuant to Section 2.53(2) of the Lansing Code of Ordinances the Transportation Engineer on May 15, 1998, enacted a temporary traffic control order and signs were installed on the east side Durant Street to designate parking by permit only from 45 feet north of Drexel Road to 90 feet south of N. Genesee Drive;

WHEREAS, site visits to the area have confirmed that the temporary parking regulations on Durant Street have been effective in providing sufficient parking for volunteers at Verlinde Elementary;

WHEREAS, based upon the results of the Transportation Division's study, the Traffic Board concurs with the recommendation to implement parking by permit only on the east side of Durant Street from 45 feet north of Drexel Road to 90 feet south of N. Genesee Drive;

WHEREAS, the Principal of Verlinde Elementary shall coordinate with the Lansing Municipal Parking System to provide volunteers with parking permits and enforcement activities;

WHEREAS, the request was referred to the Traffic Board;

WHEREAS, the Transportation Division staff conducted a traffic signal warrant study of this intersection;

WHEREAS, based upon the results of the Transportation Division's study, the Traffic Board unanimously concurs with the recommendation of the Transportation Division to approve the installation of a traffic signal at the intersection of Haco Drive and Pennsylvania Avenue for the following reasons 1) The projected traffic volumes at the intersection will meet the four hour warrant of the Michigan Manual of Uniform Traffic Control Devices (MMUTCD) for installation of a traffic signal; 2) The projected traffic volumes at the intersection meet the peak hour warrant of the MMUTCD for the installation of a traffic signal. Furthermore, Traffic Board concurs with the Transportation Division's recommendation to reconstruct the intersection of Haco Drive at Pennsylvania Avenue and relocate the BW&L driveway to line up with Haco Drive;

WHEREAS, the reconstruction of Haco Drive shall consist of a two (11 foot wide) westbound travel lanes and one (14 foot wide) eastbound travel lane;

WHEREAS, the relocation of the BW&L's drive on the west side of Pennsylvania Avenue, to line up with Haco Drive would improve intersection operations by having vehicles exiting BW&L's drive being controlled by the new traffic signal;

WHEREAS, the approved minutes for the Traffic Board containing the Traffic Board recommendation for this matter are on file with the City Clerk's office;

WHEREAS the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council approves

WHEREAS, the approved minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 98-044, thereby authorizing the Transportation Engineer to implement parking by permit only on the east side of Durant Street from 45 feet north of Drexel Road to 90 feet south of N. Genesee Drive;

BE IT FURTHER RESOLVED, that historical parking regulations on Durant Street from Osborn Road to Saginaw Street are also documented on Traffic Control Order No. 98-044;

BE IT FINALLY RESOLVED, that Traffic Control Order No. 98-044 will become effective when signed by the Transportation Engineer and filed with the City Clerk.

By Councilmember Murphy

Carried unanimously

**RESOLUTION #045
BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the Transportation Division received a request from John Elashkar, Board of Water & Light (BW&L) Director of Technical Services, to conduct a traffic signal warrant study at the intersection of Haco Drive and Pennsylvania Avenue. Mr. Elashkar made this request because BW&L is relocating their main offices from the 100 block of west Ottawa Street to Haco Drive;

Traffic Control Order No. 98-021 thereby authorizing the Transportation Engineer install a traffic signal at the intersection of Haco Drive and Pennsylvania Avenue;

BE IT FURTHER RESOLVED that traffic signal installation is contingent upon the following: reconstruction of Haco Drive to a 3 lane cross-section and relocation of the BW&L drive to line up with Haco Drive;

BE IT FINALLY RESOLVED that Traffic Control Order No. 98-021 shall become effective when signed by the Transportation Engineer, filed with the City Clerk, and the appropriate traffic signal hardware is erected.

By Councilmember Murphy

Carried unanimously

**RESOLUTION #046
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the Transportation Division received a request from parents of children who attend Immaculate Heart of St. Mary School to review pedestrian and vehicular activities at the school's main entrance. The school main entrance is located at the intersection of Crestview Avenue and Rosemont Avenue. The request indicated that vehicle and pedestrian conflicts were quite prevalent on a daily basis;

WHEREAS, the request was referred to the Traffic Board;

WHEREAS, the Transportation Division staff conducted a study of the roadway conditions and parking activities;

WHEREAS, based upon the Transportation Division's study, the Traffic Board concurs with the recommendation of the Transportation Division to install a stop sign on Crestview Avenue at the intersection Rosemont Avenue because of high pedestrian

activity at this intersection;

WHEREAS, the approved minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 98-020, thereby authorizing the Transportation Engineer to require westbound vehicles on Crestview Avenue to stop prior to entering the intersection of Garfield Street and Lincoln Avenue. Mr. Goodwin made this request because he felt the lack of right-of-way designation made this intersection dangerous;

WHEREAS, the request was referred to the Traffic Board;

WHEREAS, the Transportation Division staff conducted a study of the roadway conditions;

WHEREAS, based upon the results of the Transportation Division's study, the Traffic Board concurs with the recommendation of the Transportation Division to install a yield sign on Garfield Street at the intersection of Lincoln Avenue;

WHEREAS, the approved minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 98-045, thereby authorizing the Transportation Engineer to install a yield sign on Garfield Street at the intersection of Lincoln Avenue;

BE IT FINALLY RESOLVED that Traffic Control Order No. 98-045 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed.

By Council member Murphy

Carried unanimously

RESOLUTION #048
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Transportation Division received a request from George Benson, Executive Director of the University Corporate Research Park, to install traffic control at the intersection of Alliance Drive and Technology Parkway. Mr. Benson made this request because he is concerned about the increasing amount of traffic at the intersection and the lack of right-of-way designation at the intersection;

WHEREAS, the request was referred to the Traffic Board;

WHEREAS, the Transportation Division staff conducted a study of the roadway conditions at this location;

WHEREAS, the approved minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

intersection at Rosemont Avenue;

BE IT FINALLY RESOLVED that Traffic Control Order No. 98-020 shall become effective when signed by the Transportation Engineer, and filed with the City Clerk.

By Council member Murphy

Carried unanimously

RESOLUTION #047
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, based upon the results of the Transportation Division's study, the Traffic Board concurs with the recommendation of the Transportation Division to install a stop sign on Alliance Drive at the intersection of Technology Parkway and the driveway to the Innovation Tech Center to designate right-of-way at the intersection;

WHEREAS, the approved minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 98-041, thereby authorizing the Transportation Engineer to install a stop sign on Alliance Drive at the intersection of Technology Parkway;

BE IT FINALLY RESOLVED that Traffic Control Order No. 98-041 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate sign is installed.

By Council member Murphy

Carried unanimously

RESOLUTION #049
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Transportation Division received a request from Bev Hanis, of 536 Spokane Avenue, to install traffic control at the intersection of Spokane Avenue and Wildwood Avenue. Ms. Hanis made this request because she is concerned about the speed of vehicles traveling on Spokane Avenue near the intersection of Wildwood Avenue;

WHEREAS, the request was referred to the Traffic Board;

WHEREAS, the Transportation Division staff conducted a study of the roadway conditions;

WHEREAS, based upon the results of the Transportation Division's study, the Traffic Board concurs with the recommendation of the Transportation Division to install stop signs on Wildwood Avenue at the intersection of Spokane Avenue due to a low safe approach speed;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 98-037, thereby authorizing the Transportation Engineer to install stop signs on Wildwood Avenue at the intersection of Spokane Avenue;

BE IT FINALLY RESOLVED that Traffic Control Order No. 98-037 shall become effective when signed by the Transportation Engineer, filed with the City Clerk, and the appropriate signs are installed.

By Councilmember Murphy

Carried unanimously

RESOLUTION #050
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Transportation Division received a petition request from residents, employees, and frequent visitors to install 3way stop control at the intersection of Leshar Place and Linden Grove. This request was made because the petitioners were concerned about the high traffic volume at this intersection which appears to be cutting through from Pennsylvania Avenue and Shiawassee Street;

WHEREAS, the request was referred to the Traffic Board;

WHEREAS, the Transportation Division staff conducted a study of the roadway conditions;

WHEREAS, based upon the results of the Transportation Division's study, the Traffic Board concurs with the recommendation of the Transportation Division to install a yield sign on Linden Grove at the intersection of Leshar Place due to a safe approach speed of 17 miles per hour;

WHEREAS, based upon the results of the Transportation Division's study, the Traffic Board concurs with the recommendation of the Transportation Division to rescind the no parking 7:00 AM to 4:00 PM School Days on the east side of Leshar Place from Linden Grove to the dead end north of Linden Grove;

WHEREAS, the approved minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and does not concur with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety recommended to install a three-way stop last week at the Public Safety meeting, Beth Boyce made an appeal on behalf of Oak Park Neighborhood Association to have Stop Signs (3) installed at the intersection of Linden Grove and Leshar Place instead of the (1) Yield sign that was going to be placed there. We were very pleased to see that the Public Safety Committee overrode the recommendation of the Traffic Board and approved our original request for Stop signs (3). The study was not done during the time of a home Lugnut game or other special events. Many go through the neighborhood to bypass the traffic light at Shiawassee and N. Pennsylvania Ave. Also many of the trucks from Parks and Recreation garage on E. Shiawassee go through the neighborhood with their big trucks, when they could use Shiawassee Street. We will be watchful to see that they honor the stop signs."

RESOLUTION #051
BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Transportation Division received a request from Robbie Stover Smith to install multiway stops at the intersections of Glasgow Drive & Osban Road and Glasgow Drive & York Road. Mrs. Stover-Smith made this request because she feels that vehicle speeds are excessive on Glasgow Drive, and that safety will be increased by the installation of multi-way stops at the aforementioned intersections;

WHEREAS, the request was referred to the Traffic Board;

WHEREAS, the Transportation Division staff conducted a study of these intersections;

WHEREAS, based upon the results of the Transportation Division's study, the Traffic Board concurs with the recommendation of the Transportation Division to not install multiway stops at the intersections of Glasgow Drive & Osban Road and Glasgow Drive

at the intersection of Leshar Place and Linden Grove, and to rescind the no parking 7:00 AM to 4:00 PM parking regulation on the east side of Leshar Place from Linden Grove to the dead end north of Linden Grove;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order Numbers 98-042 and 98-043, thereby authorizing the Transportation Engineer to install a multi-way stop at the intersection of Leshar Place and Linden Grove, and to rescind the no parking 7:00 AM to 4:00 PM School Days on the east side of Leshar Place from Linden Grove to the dead end north of Linden Grove, respectively;

BE IT FINALLY RESOLVED that Traffic Control Order No. 98-042 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed;

BE IT FURTHER RESOLVED that Traffic Control Order No. 98-043 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are removed

By Councilmember Murphy

Carried unanimously

AT THE REQUEST OF COUNCILMEMBER LEEMAN, THE FOLLOWING LETTER WAS READ INTO THE RECORD

"February 8, 1999

TO: City Council Members, Public Safety Committee
Michael Murphy, Chair
Larry Meyer
Joan Bauer

FROM: Judy Hackett, President
Oak Park Neighborhood Association

RE: Stop Signs/Leshar Place and Linden Grove

and York Road because neither intersection meets the warrants for multiway stops set forth by the Michigan Manual of Uniform Traffic Control Devices;

WHEREAS, based upon the Transportation Division's study the Traffic Board unanimously recommended to install a yield sign on York Road at the intersection of Glasgow Drive to assign right-of-way at this intersection because of a safe approach speed of 14 MPH;

WHEREAS, the approved minutes for the Traffic Board containing the Traffic Board recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council approves Traffic Control Order No. 98-019 thereby authorizing the Transportation Engineer to require southbound traffic on York Road to yield the right of way to eastbound and westbound traffic at the intersection of Glasgow Drive,

BE IT FINALLY RESOLVED that Traffic Control Order No. 98-019 shall become effective when signed by the Transportation Engineer, filed with the City Clerk and the appropriate sign are erected.

By Councilmember Murphy

Carried unanimously

RESOLUTION #052

BY THE COMMITTEE ON PUBLIC SERVICE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Lansing Community College has proposed that Groesbeck Golf Course be used as the site of the 1999 National Junior Collegiate Athletic Association Cross Country Championship on November 13, 1999; and

WHEREAS, the Park Board reviewed this proposal and recommends Groesbeck be used as the site for this national cross country championship meet; and

WHEREAS, any lost revenues at Groesbeck for that time of year will be offset by the amount of exposure and commercial dollars brought into the community;

NOW, THEREFORE, BE IT RESOLVED that permission is given to use Groesbeck Golf Course as the site for the 1999 National Junior Collegiate Athletic Association Cross Country Championship on November 13, 1999

BE IT FURTHER RESOLVED that Lansing Community College will be responsible for golf course turf damages and the accommodation of spectators and runners.

NOW, THEREFORE, BE IT RESOLVED that school groups located within the City of Lansing (resident schools) including private and public schools and preschools will be admitted to the zoo free upon presentation of a written request on school letterhead on any weekday excluding holidays.

BE IT FURTHER RESOLVED that non-resident school groups will pay regular admission fees with the exception of non-resident pre-school groups who will pay \$.50 per child for admission to the zoo upon presentation of a written request on school letterhead on any weekday excluding holidays (adults will pay the regular non-resident fee).

BE IT FURTHER RESOLVED that any resident of a long term health care program located within the City of Lansing will be admitted free as a group (along with their adult supervision) on any weekday excluding holidays.

BE IT FINALLY RESOLVED that all parking fees will apply to school groups.

By Councilmember Beal

Carried unanimously

RESOLUTION #054
BY THE COMMITTEE ON PUBLIC SERVICE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Ingham County Drain Commission is desirous of construction a storm drain system through north Lansing to service the Groesbeck Drainage district and to outlet into the Grand River; and

WHEREAS, the Lansing Park Board on January 20, 1999 recommended that an easement be granted through Burchard Park for the above said project; and

WHEREAS, the Drain Commission, which will be funding the project, will restore the park site to the satisfaction of the city;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby authorizes the granting of a license to the Ingham County Drain Commission through Burchard Park for completion of a storm drainage system through north Lansing to outlet into the Grand River.

BE IT FINALLY RESOLVED THAT THE Mayor is authorized to sign and execute all necessary documents to effectuate the license subject to approval as to form by the City Attorney.

By Councilmember Beal

Carried unanimously

BE IT FINALLY RESOLVED that the permit process including fees is to be followed, except that payment for lost golf revenues will be waived.

By Councilmember Beal

Carried unanimously

RESOLUTION #053
BY THE COMMITTEE ON PUBLIC SERVICE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, fee changes were approved for admission to Potter Park Zoo with the FY 98-99 budget; and

WHEREAS, fees for school groups and residents of long term health care programs located in the City of Lansing were omitted from the list;

RESOLUTION #055
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has proposed a reorganization plan that would transfer the Transportation and Parking Division from the Public Service Department to the Department of Planning and Neighborhood Development; and

WHEREAS, the City Council did, on February 1, 1999, hold a public hearing to consider the Mayor's proposal; and

WHEREAS, the City Council has reviewed and considered the proposal and the public comment regarding the reorganization;

NOW, THEREFORE BE IT RESOLVED that the Lansing City Council hereby approves the Mayor's reorganization plan and the transfer of the Transportation and Parking Division from the Public Service Department to the Department of Planning and Neighborhood Development and the name change of the Division to the Transportation and Parking Office.

BE IT FINALLY RESOLVED that the Mayor's Executive Order for the reorganization described above is given immediate effect.

By Councilmember Bauer

Carried unanimously

RESOLUTION #056
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has appointment Harry Heppler to the Principal Shopping District; and

WHEREAS, the Committee of the Whole approved the appointment of Harry Heppler;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby confirms the Mayor's appointment of Harry Heppler to the Principal Shopping District for a term to expire June 30, 2003.

By Councilmember Bauer

Carried unanimously

PULLED FROM THE AGENDA AT THE REQUEST OF COUNCILMEMBER BAUER

THIS ITEM, VII B. 3-C, APPOINTMENT OF MARK MURRAY TO THE BOARD OF WATER & LIGHT BOARD OF COMMISSIONERS FOR A TERM TO EXPIRE
There were no Ordinances for Introduction

ORDINANCES FOR PASSAGE

There were no Ordinances for Passage

OTHER BUSINESS

➤ Public Comment on City Related Matters

James C. White of 5136 Doreen said that, because of his problems with the City of Lansing, he has applied for retirement. He thanked the people that he has worked closely with over the course of the 20 years he has been employed by the City of Lansing. He also thanked the electrical contractors he has had associations with in the course of performing his duties, and Lansing Community College, MSU, the International Association of Electrical Inspectors, the CME, and the IEW. He thanked Bob Riddle and Howard Lutz. He is retiring and will be able to spend more time with his family.

Howard Jones of 426 W. Barnes Ave. said that he heard today that Governor Engler has decided not to include Lansing as one of the School Districts to be taken over by the State of Michigan. The School Board should be given this responsibility. There are a lot of roads in the State that need to be repaired, maybe the State should concentrate on this. The City needs to solve the rain fee issue. Additionally, the City needs to look at the demolition of the houses across from Eastern High School. This is the worst housing in the City and should not be allowed to exist: across the street from one of the City's High Schools. He wants the Mayor's Blue Ribbon Committee on Education to stop harassing the Lansing Board of Education. People need to stop picking on Lansing Schools. They are as fine as the Schools in Okemos or anywhere else.

Fred Adams of 3823 Palmer complimented Councilmembers for the manner in which they respond to the problems of their constituents. He is here tonight because of the delay in approving the lease for the Lansing Boat Club at its present site. He asked that the lease be approved and that the Boat Club be kept apprised of the progress on approving it.

Anton Pogoncheff of 805 June St. said that he is a Teacher for Lansing Schools. He teaches at Pattengill Middle School and has done for 26 years. He is tired of people getting down on the Lansing School system. All of the publicity from Mayor Hollister's proposal and Governor Engler's take over of the School District has had a bad affect on the Kids in the Schools. It has made them feel as if they are stupid.

Frank Curtis "X", no address given, sent his sympathies to all Jordanians who have lost their great King Hussein. He thanked Mr. White for being a great man and a great employee for the City of Lansing. He suggested that Councilmembers pass some sort of tribute to him. He has not gotten the credit that he deserves. He said that Dr. Halik and the Teachers of the Lansing School District are not incompetent. They just need the help of the parents. He criticized the Police Department, saying that they have attached more importance to the K-9 Police Dog, Sabre, that was killed than they did to McKinstry.

Maggie Taylor of 205 N. Magnolia said that she is a student at Pattengill Middle School. She does not think that it is fair that the Lansing School District has received all of this bad publicity. When Governor Engler indirectly verbally bashes the Schools of the students of Lansing. This is not right. It is not right that any chosen school system be attacked. If you tell someone that they are going to do badly, they will do badly.

COMMITTEE REPORTS

JUNE 30, 2003, WAS NOT AVAILABLE AT THE TIME OF PRINTING

ORDINANCES FOR INTRODUCTION

Lloyd Teets of 116 E. Elm St. said that he hopes that the Council will not put the stormwater fee on the ballot. He believes that they are interested in finding another methodology that will be more equitable. He is concerned about the rush to put this issue on the ballot. This is the wrong way to go. They need to do more public education. Everyone would like clean rivers and clean water. He compared the situation in Lansing and in Michigan with the situation in other cities and states. Michigan is not in the worst position of all of the states in the Great Lakes Region. He said that sedentary sewage consists of 99% water and 1% solids. When there is a CSO event and water gets mixed with sewage, approximately 4.5 gallons of water is mixed with each gallon of sewage.

Belinda Fitzpatrick of 224 S. Holmes said that she lives near Sparrow Hospital. She is here to talk about the final amendments to the Housing Code. She is concerned about the \$500 per day fine. This is going a little too far. She has bought two houses in this area and has put over \$20,000 into her own home and is renovating the house next door as rental property. The City is taking such a heavy handed approach that it will discourage people from making investments in the City and in their own property. This will create a situation where properties are vandalized and do not have any insurance. It sets up situations for tax reverted properties and will deter people who might have been interested in purchasing the properties. She asked Council to take a second look at this amendment.

Charlene Decker of 2711 Pleasant Grove Rd. said that it is great to see that the Lansing Schools have been removed from Governor Engler's take over "hit list." They never should have been on the list in the first place. This would have been a hostile takeover that pushed aside the checks and balances proposed in an abusive, despotic manner. Mayor Hollister insulted this Board, and needs to make a public apology to them. The City of Lansing has lots of problems that need attention, but the Schools are not one of them. Mayor Hollister has no legal reason to be involved in the Schools. The City Charter is clear on this.

Ed Zimmer of 2609 Dier urged parents to get involved in their children education. You should make time for this and study with them and help them with their homework. We need to put discipline back in schools.

Beverly Miller of 413 Pearl St. said that the City needs more handicap parking spots around City Hall. There have been a lot of people from her neighborhood coming down to City Council Meetings for about a year to protest the Bar that City Council approved in their neighborhood. Councilmembers have the power to influence the decisions of the Michigan Liquor Control Commission. There are festivals coming up in the North Town area that need to know very soon if the City is going to have the construction work that is scheduled done in time for them to hold their celebrations.

PULLED FROM THE AGENDA AT THE REQUEST OF COUNCILMEMBER BEAL

REPORT OF COMMITTEE

THE PUBLIC SERVICES COMMITTEE, to whom was referred the complaint by Mr. Eugene Buckley regarding traffic conditions at the intersection of Capitol Avenue and Lapeer Street, analyzed the complaint and reviewed the documents listed below:

- 1. April 15, 1993 Report from Secretary of the Traffic Board, including diagram, map and written analysis (RFS #93-08; TC #93-007).
- 2. May 10, 1993 Letter to Mayor from David Berridge, Transportation Engineer including Secretary's Report and proposed TC #.
- 3. May 24, 1993 Resolution of City Council to approving TC # 93-007.
- 4. May 27, 1993 Traffic Control Order #93-007 forwarded by the Transportation Engineer to the City Clerk.
- 5. June 1, 1993 Filing of TC # 93-007 by the City Clerk.

REPORTS AS FOLLOWS: The Committee determined that the City's actions were appropriate and properly corrective upon City notification of originally established

unauthorized signage.

Signed: Ellen Beal, Chairperson
Sandy Allen
Tony Benavides

BY COUNCILMEMBER BEAL

That the Report of the Committee be received.

February 8, 1999

CITY OFFICERS & BOARD REPORTS

1. Letter from the City Clerk submitting information relative to the Scheduling of a Special Election to be held in conjunction with the June 14, 1999 LCC Board of Trustees Election

RECEIVED AND PLACED ON FILE

2. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

3. Letter from the City Attorney re: Adams Outdoor Advertising of Michigan v City of Lansing

REFERRED TO THE COMMITTEE OF THE WHOLE

4. 1998 Board of Fire Commissioners Annual Report

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

g. Transfer of Funds; City Clerk's Office

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

h. Letter of Appreciation from Barbara S. Goodman to the Transportation Division of the Public Service Department

RECEIVED AND PLACED ON FILE

I. 1998 Mechanical Board Report

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

j. Letter of Appreciation from Anne Beebe to the City Attorney's Office

RECEIVED AND PLACED ON FILE

k. Press Release: Parks & Recreation Department Landscape Architect

RECEIVED AND PLACED ON FILE

l. Oakland Ave. Reconstruction Project Status Report and Environmental Review Summary

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

m. Letter of Appreciation from Mary P. Eckart to the Public Service Department

RECEIVED AND PLACED ON FILE

n. Suspension item from Councilmember Beal; a recommendation for the Appointment of Marcus Abood to the Board of Review for a Term To Expire June 30, 2003

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

5. Affidavit of Disclosure filed by Reponza Regina Denning of the Lansing Police Department

REFERRED TO THE CITY CLERK AND THE BOARD OF ETHICS

6. Letters from the Mayor re:

a. Sale of Property 1000 W. Lenawee St.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

b. Z-18-98; 528 N. Seymour Ave.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

c. ACT-30-98; 124 W. Michigan Ave.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

d. ACT 33-98; Holmes Rd. Parcel, Vacation of the Public Right of Way

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

e. Z-13-98; 4720 S. Cedar St., Vacant Property at the NW Corner of Syringa & S. Cedar

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

f. SLU-24-98; 3726 Delta River Dr.

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

g. Suspension item from Councilmember Meyer; authorization for the Letting of Bids for the Potter Park Zoo Entrance Plaza Renovation and an associated Transfer of Funds

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

p. Suspension item from Councilmember Meyer; a proposed resolution issuing a statement of intent to identify funding sources for the CSO Project prior to June 30, 1999

REFERRED TO THE COMMITTEE OF THE WHOLE

q. Suspension item from Councilmember Meyer; a Transfer of Funds for the Groesbeck Golf Course Clubhouse

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. Letter from the State of Michigan Department of Treasury requesting additional information regarding Neighborhood Enterprise Zone Application #98-160 for 1239 Lathrop

REFERRED TO THE MAYOR AND THE PLANNING AND NEIGHBORHOOD DEVELOPMENT DEPARTMENT

2. Letter from the State of Michigan Department of Transportation Regarding a Contract for Bituminous Cold Milling and Resurfacing and Sanitary Sewer Work

REFERRED TO THE PUBLIC SERVICE DEPARTMENT

3. Letter from Gail Northrup of 531 Glenmoor Rd., 3A in E. Lansing regarding his objections to the development of an extreme sports complex at Ranney Park

REFERRED TO THE PARKS BOARD AND THE PUBLIC SERVICE COMMITTEE

4. Letter from Luisa Fuentes, President of Ramon's North, Inc. at 718 E. Grand River Ave. regarding their plans for expansion and their request for a Liquor License

REFERRED TO THE MAYOR AND THE GENERAL SERVICE COMMITTEE

REFERRED TO THE MAYOR AND THE PUBLIC SERVICE COMMITTEE

8. Z-02-99; NE Corner W Mt. Hope & Todd Ave., Petition for Rezoning from "D-1" Professional Office to "F" Commercial filed by Diana Engmann to allow for Construction of an Office Building and Parking Lot

REFERRED TO THE MAYOR AND THE PLANNING BOARD

9. Z-03-99; 3435, 3627, 3631 Forest Rd., and Vacant parcel in the 3500 Block of Forest Rd., Petition for Rezoning from "A" Residential and "F" Commercial to "F" Commercial filed by MSU to allow for construction of an Executive Development Center adjacent to the University Club

REFERRED TO THE MAYOR AND THE PLANNING BOARD

10. SLU-02-99; SE Corner of Jolly & Pleasant Grove Rd., Special Land Use Petition to allow for construction of a new Fire Station filed by the City of Lansing

REFERRED TO THE MAYOR AND THE PLANNING BOARD

11. Notice from the State of Michigan Department of Consumer & Industry Services to the Zoning Authority of Application for a License for a Foster Family Group Home filed by Steven and Jacqueline Bonham at 912 Nipp St.

REFERRED TO THE MAYOR AND THE PLANNING BOARD

12. Notice from the State of Michigan Department of Consumer & Industry Services to the Development Agency of Application for a License for a Foster Family Group Home filed by Steven and Jacqueline Bonham at 912 Nipp St.

REFERRED TO THE MAYOR AND THE ZONING DIVISION OF THE PLANNING AND NEIGHBORHOOD DEVELOPMENT DEPARTMENT

13. Job Announcement from the Capital Area District Library; Opening for a Processing Page at their 401 S. Capitol Ave. location

REFERRED TO THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS

14. Suspension item from Councilmember Allen; a letter from the Federated Polish Home regarding a citation issued to them for failure to remove snow and ice from their sidewalks on January 13, 1999

Councilmember Murphy thanked Father Jeff Boyer from St. Michaels for leading tonight's Invocation and Pledge of Allegiance. He confirmed the regularly scheduled meeting of the Public Safety Committee this Wednesday at 8:00 A.M. in the City Council Conference Room. They will be holding a series of discussions about traffic calming in the City. Their entire meeting this week will be dedicated to this discussion. All Councilmembers are invited to attend to hear the presentation by the Traffic Division. He announced that the West Side Neighborhood Association will be holding their annual Scholarship Fund Raiser this Friday, February 12, 1999, at the Realtors Hall on Grand River Ave. near the Airport. This event raises funds for scholarships for young people from the West Side of Lansing. He congratulated the young people from Sexton High School who were in the Annual Fashion Show last

5. Letter from Michael Markey of J&L Investment Co., LLC regarding Nuisance Fees on 9 parcels of property on Fenton Ave., Theodore St., Clyde St., E. Shiawassee, S. Magnolia and Maloney

REFERRED TO THE MAYOR AND THE GENERAL SERVICE COMMITTEE

6. Letter from the NAACP requesting waiver of fees associated with the preparation of materials in response to a Freedom of Information Act (FOIA) request

REFERRED TO THE MAYOR AND THE GENERAL SERVICE COMMITTEE

7. Letter from Ingham County Drain Commissioner Patrick E. Lindemann requesting the City's Participation and Cooperation in a Water Quality Improvement Effort for the Red Cedar Watershed

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

15. Suspension item from Councilmember Leeman; a letter from Judy Hackett of the Oak Park Neighborhood Association regarding the installation of Stop Signs at Linden Grove and Lesher Place

RECEIVED AND PLACED ON FILE

COUNCILMEMBERS COMMENTS

Councilmember Bauer said that the Consolidated Courts Project is on schedule. They should go out for bids and break ground in early summer of 1999 and be complete in 2001. This \$17,500,000 project is looking good. All seven of the Judges have agreed on the plan. The Intergovernmental Relations Committee has set a date to meet with the East Lansing City Council. They will meet on March 15, 1999, at 4:30 P.M. to discuss issues of mutual concern. She thanked the residents who attended, or called in to the Public Forum last Thursday Evening, as well as the Department Heads who were here from 4:00 P.M. to 9:30 P.M. and went over the issues surrounding this project with great detail. She complimented the Genesee Neighborhood Association on the Newsletter they put out. This is a marvellous document that shows all the neighborhood work they are doing for the community. She congratulated Jim Davis on receiving the Thornburg Award for Teaching Excellence. She thanked the Teachers and Students from the Lansing School System that came out tonight to talk about their schools. She appreciates their comments. There are a lot of great students and teachers in the Lansing Schools.

Councilmember Meyer commented that two Students from Sexton High School won national awards this year. Usually there is only one per state, but this year we got two.

Councilmember Beal thanked the Teachers and Students who came out tonight. Mr. Pogoncheff, who appeared tonight, is the Head of Pattengill Middle School's Science Olympiad Program. He is well loved by his students and their parents.

Councilmember Allen confirmed the regularly scheduled General Services Committee Meeting this Thursday at 2:30 P.M. She reported speaking to a Sexton High School Student this afternoon who told her that the students know who the good teachers are and who the bad ones are. He suggested to her that the students be allowed to grade the teachers, just as the teachers grade them.

weekend. This event was very tasteful, classy and enjoyable. He thanked Dr. Clyde Carnegie from Sexton, as well. He thanked the residents who have participated in the meetings and public forums that they have held on the stormwater issue. There are a number of different citizens who appreciate what the City Council is doing in the taping and broadcasting of these Committee of the Whole and Public Forum Meetings and that, as a result of this dialogue, have a better understanding of this issue and want to see something come out of the discussions that they can be supportive of. He believes that Council is on the right track with this matter. The people's reaction to the proposal for the takeover of the public school system was very swift. The credit for reversing this decision goes to the people who got right out and objected. Tomorrow, the Senate will introduce legislation that will not have Lansing's name on

it. We have a great challenge to make the Lansing School System better, but the School Board and Dr. Halik have gotten the message. He thanked everyone who participated in this process. There is still a great job to do and a challenge ahead.

Councilmember Adado responded to the comments made by former Councilmember Howard Jones with regard to the houses across the street from Eastern High School. He said that the Boys Training School Site Committee will look at this housing this week. They hope to include this property in the BTS boundaries. He sent a "hats off" to the staff who learned a lot about our sewers. It is his expectation that the funding mechanism for the CSO Project will probably be a combination of a variety of funding sources. They have gotten the message that a single funding source does not work. He commended the Residents of Lansing who took the Lansing School District off of Governor Engler's "hit list." He feels that it was disingenuous of the Mayor to say on Monday, January 25th, that there were no bold initiatives, and then on Tuesday the 26th announce the takeover. This should have been discussed with Councilmembers before it was made public. He announced that there will not be a meeting of the Development and Planning Committee this week, they will meet next week.

Council President Benavides urged everyone in the listening audience to participate this Thursday in the continuing Public Forum on the CSO Project, which will again be televised along with the Committee of the Whole Meeting. Miller Canfield Paddock and Stone will be here for these meetings, and the meeting will again feature call in capability.

MAYOR'S EXECUTIVE ASSISTANT'S
RESPONSE TO COMMENTS

Mr. Wiener reported that Mayor Hollister is at the Michigan House of Representatives BiPartisan Urban Caucus where they are taking up a discussion on urban sprawl with Mr. Rusk, Author of a book on Cities with no Middle Class. He announced that on Tuesday, February 9, 1999, at 6:45 the Foster Community Center will host the Interview of the three top candidates for the Community Center Coordinator position. The interview will last 1 1/2 hours and the public will be asked to rate the candidates. That will help make the decision as to who will get the position. He urged everyone to participate in this selection process. He said that the CSO process has been a very good one and people are learning a lot through it. This final decision will be a good one. With regard to the School Board issue, it was not Mayor Hollister's intent to be lumped together with Detroit. There is a great challenge in Lansing Schools. A lot of good work has been done already, but there is still more to be done. This has been a good process also. The critical issue in the school is the support of the community and the involvement in the schools of the parents.

ADJOURNED 8:50 PM
MARILYN SLADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF FEBRUARY 15, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: None

The Invocation and Pledge of Allegiance were led by Pastor Jerry Blanch of Bethany Baptist Church

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of February 1, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Adado

To accept the following under suspension of the rules:

1. From Councilmember Adado; an Ordinance Amending Chapter 1236, Sections 1236.08 and 1236.11 for Passage and an Associated Committee Report
2. From Councilmember Adado; a Resolution Approving LS-34-98; 300-306 S. Holmes St.
3. From Councilmember Murphy; a letter from Leonard Hunter of 224 S. Jenison regarding Traffic Problems at N. Martin Luther King, Jr. Blvd. and St. Joseph
4. From Councilmember Murphy; a Letter from Ed Simmer of 2609 Dier regarding handicap parking issues downtown and the need for a Stop Sign at the Intersection of Dunkel Rd. and Cavanaugh Rd.
5. From Councilmember Murphy; a Ordinance for Introduction Amending Chapter 660, Sections 660.06 to Prohibit Trespassing on or in Lansing City Hall or the Lansing Police Building, and Setting a Public Hearing for March 1, 1999
6. From Councilmember Adado; a Resolution Appointing Mark Murray to the Board of Water & Light for a Term to Expire June 30, 2003

Carried unanimously

2. In consideration of the Sale of a 36.70 Acre Parcel of Property Located on Pinetree Rd. in Delhi Twp.

There were no speakers for this Public Hearing

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

➤ Public Comment on Legislative Matters:

Helen Fiser of 12100 S. Cork Rd. in Morrice, MI read a definition of "reality" to Councilmembers. She lauded them for "finally being on the right path with the CSO issue." The progress on this issue is true democracy. Past considerations have not been realistic. She questioned the contamination levels of the Grand River when it arrives in Lansing and on the pretreatment of sewage from Potter Park Zoo. She asked if the Zoo is still washing ecoli down the drain when they wash the animals. She urged Council to schedule more meetings with the DEQ. They need to work with the City, as the Governing Agent of What the City is

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Councilmember Bauer urged the public to participate in the Celebration of the 114th Anniversary of the Board of Water & Light to be held at their facility on Haco Drive tomorrow evening from 5:00 P.M. to 7:00 P.M.

Councilmember Murphy sent a "Shout out" to Mrs. Donald's 6th Grade Class at Dwight Rich Middle School and to Ms. Hughes Honors Math Class at Dwight Rich.

Councilmember Allen reminded everyone that this Friday is the Bea Christy Awards Dinner at the Lansing Center. Attendance this year will be big, so if you have not gotten your tickets yet, get them now.

Councilmember Meyer asked to be excused from tonight's meeting following the consideration of Legislative Matters.

➤ Special Ceremonies

A. Ms. Leola Taylor's Brand New Me Workshop African Masquerade Dancers performed an authentic African Dance in commemoration of African American History Month. Ms. Taylor announced that on February 22, 1999, LCC will host a presentation by the Ishangi Family African Dancers at Dart Auditorium.

B. Councilmember Allen, along with Mayor Hollister presented a Resolution of Tribute to Members of the Victims/Witness Advocates Group. They assist people who are victims and/or witnesses of crimes and their families.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

1. In consideration of an Amendment to Chapter 1236, Sections 1236.08 and 1236.11, Subdivision Regulations

There were no speakers for this Public Hearing

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING (*THE RULES WERE SUSPENDED AND THIS ITEM WAS ADOPTED AS ORDINANCE #999, THE FULL TEXT OF THE ORDINANCE CAN BE FOUND UNDER THE TOPIC HEADING "ORDINANCES FOR PASSAGE"*)

Required to do. She asked if there could be another amendment to the NPDES Permit. It has been amended in the past.

Dick Fiser of 12100 S. Cork Rd. in Morrice, MI said that the measurements of rainfall in Lansing cannot be accurate, because sometimes when it rains on the South end it does not rain on the North end and vice versa.

Willy Williams of 505 W. Lenawee said that the license plate on his car costs him \$40.00 per year, the same as it does everyone else. But, maybe he does not put the same amount of mileage on his car as everyone else does. He has lower usage of his vehicle is it fair for him to pay the same as someone who drives twice the miles as he does? It cost Grand Rapids \$49.00 per acre to clean up their sewers. Lansing's rate is cheap at \$25.00 per acre. He does not want to hear any more discussion about under utilization. Councilmembers are becoming enablers. They are getting the CARTO ahead of the

horse. He does not want that to happen. Councilmembers were elected by a majority of the people, not by CARTO. They are supposed to be the voice of the majority, not the minority. CARTO has not been in the majority in any of the elections they have backed. They backed the losing campaigns of Howard Jones, and Lloyd Teets, whereas the Majority of voters backed the campaigns of Councilmembers Meyer, Adado, and City Clerk Slade.

Lloyd Teets of 116 E. Elm St. said that he tried to read the resolution stating the Council's intent to identify a funding source for the CSO Project prior to July 1, 1999, that is on tonight's agenda, but the resolution is rather cumbersome and reads as if someone were holding a gun to Council's heads. He wants to know if this resolution is being passed out of wisdom, or fear? Everyone wants clean rivers and lakes. This is a question that does not have to be asked. The question to be asked is, "is it worth the cost?" He served on the Ad Hoc Stormwater Utility Committee, and he studied a lot of information. He felt that the City wasted the money that they spent on the Study by Consultants, Camp Dresser and McKee. Sewer separation was always the cheapest route to go, but was it the most prudent? The cost of shipping all of the storm water to the water treatment plant was 15% more, or approximately \$200,000,000. He wishes that someone had asked what kind of money the City currently has available in all of the combined funding accounts for the CSO Project. The money to fund this year's construction should already be there. This resolution should not have to be passed in order to fund the construction activities for this year.

Beverly Miller of 413 Pearl St. said that she just does not get excited about the CSO Project. She said that the City prioritizes projects a little off center. Farms dump a lot of animal waste in the rivers. The Potter Park Zoo dumps animal waste in them too. When you get to the North side of Town you really get stuff dumped into the rivers. The plant in North Lansing that separates chloride dumps pure aluminum into the river. No one says anything about that. Down river farther is the Asbland Oil Spill site. They are still contaminating the river. The entire north Lansing area is a brownfield. It needs to be turned into a greenfield. She stated her support for the renaming of the North Lansing Comfort Station in honor of her friend, Thelma Osteen.

LEGISLATIVE MATTERS
RESOLUTION #058
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

That the following transfers be approved;

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$11,240	Excise and Revenue-General Fund 101-0-170001-0	City Clerk-Debt Service 101-1724000-980000-0

(Proceeds from pending sale of Optech Eagle IV absentee voting units appropriated to pay balance of installment purchase contracts for these units. Revenue detail account 101.0 673000.0)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$70,137.59	Parks Millage-Excise Revenue 412-0-170001-0	Canagency 412-933890-992000-46020
\$90,000	Parks Millage Canagency 412-933890-992000-46020	Groesbeck Club House 412-933890-975000-46094

(Rebuilding of Groesbeck Clubhouse which was destroyed by Fire. Above includes appropriation of first second quarter interest within Park Millage (Revenue detail account 412-0670000.0). Other funding includes \$200,000 from insurance proceeds, up to \$21,944 from various capital and equipment accounts within the Golf Fund, and \$9,000 from Building Authority residuals. Bid cost of project is \$314,444.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$1,200,000	Infrastructure-Excise Revenue 410-0-170001-0	Zoo Educational Plaza 410-933890-975000-43853

(Donation from Zoo Society. Revenue detail account 410-0675000.0 Donations Appropriation of Zoo Society Donation for construction of Zoo Educational Plaza)

RESOLUTIONS
RESOLUTION #057
BY COUNCILMEMBERS ANDY ALLEN
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Victims/Witness Advocates is a volunteer group that was put in place at the Ingham County Sheriff Office in response to a concern for the unmet needs of victims; and

WHEREAS, the Victims/Witness Advocates are on call 24 hours a day to calm and console, to explain and support, and to assist citizens that are or have been confronted with crisis situations; and

WHEREAS, the Victims/Witness Advocates have gone to scenes of fatal accidents and recovery of bodies from drowning, they have stood by family members at morgue visits, stayed overnight in the hospital with a child who was in a fire; and

WHEREAS, the Victims/Witness Advocates assist with writing victim impact statements, and often accompany police officers and sheriff officers and sheriff deputies on death notifications to help families through the initial shock; and

WHEREAS, the Victims/Witness Advocates help portray the caring side of law enforcement to the community to over 200 families last year;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council acknowledges the wonderful work of the Victims/witness Advocates and extends its sincerest appreciation to all the volunteers.

By Councilmember Allen

Carried unanimously

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$249,767.49	Zoo Entrance Design & Canagency 412-933835-970000-46028	
\$46,000	Potter Park Zoo Waterline 412-833835-974000-46041	
\$656,000	Boys and Girls Club 412-933890-975000-46039	
\$100,788.45	Potter Zoo Education Plaza 412-933890-975000-46070	
\$47,500.00	Millage Canagency 412-933890-992000-46020	
\$1,100,055.94		Potter Park Zoo Education Plaza 412-933890-975000-43853

(Funding provides sufficient money, with Zoo Society contribution and currently appropriated funds, to meet bid cost for Zoo Education Plaza (\$2,767,730) with contingency of \$15,425.94. Amount from Boys and Girls Club is an advance of funds to be replaced within FY 2000 Park Millage appropriations, as any start date for this project will be after July 1, 1999.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$30,000	Management Services & Canagency 101-173130-702000-0	Management Services Repair & Maintenance 101-173130-746000-0

(Vacancies necessitating contracting for services which would normally have been performed by in-house staff to maintain computer systems.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$184,175.35	CS Fund-Phase II, Seg 2 Design 593-453680-743700-61220	
\$25,403.49		Operating Transfer-Inf: Infrastructure 593-453683-991410-0
\$158,771.86		Operating Transfer-Sewage 593-453683-991590-0
\$25,403.49	Estimated Revenue-Infrastructure 410-0-170001-0	Fund Balance 410-0-390001-0
\$158,771.86	Estimated Revenue-Sewage 590-0-170001-0	Reopened Existing-Sewage 590-0-395001-0

(Return of residuals to funding source based upon actual project costs and in proportion to original contribution. General Fund portion is transferred to Infrastructure as capital project residual in accordance with policy. Revenue detail accounts 410-0-696593-0 (Infrastructure), 590-0-696593-0 (Sewage)
By Councilmember Meyer

Carried unanimously

**RESOLUTION #059
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, financing of the Combined Sewer Overflow (CSO), sewer separation project by utilizing State Revolving Loan (SRF) funds at an interest rate of 2.5% provides a substantial savings over funding the project at market rates and is estimated to provide net savings on a present value basis over cash funding; and

WHEREAS, the application deadline, wherein the City must request a loan based on actual bid costs for Phase III-Segment I of the CSO project, which is the phase budgeted by the City in the current fiscal year, is February 19, 1999, pre-closing for second quarter loans is March 18, 1999, and closing for second quarter loans is April 1, 1999; and

WHEREAS, the State's Financial Advisor for the State Revolving Loan Fund offering has indicated that the City must identify a source of funding for repayment of loan funds in addition to the limited tax General Obligation pledge contained under the terms of the SRF program; and

WHEREAS, the City Council is desirous of offering residents a full opportunity to learn about and discuss the various alternatives for funding Lansing's storm water management program and has scheduled a public hearing for March 15, 1999 to this end; and

WHEREAS, the scheduled public hearing and subsequent process necessary to make a final determination of the funding source to pledge for SRF repayment are after the above application deadline;

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Lansing intends that prior to June 30, 1999 it will select and implement a source of replacement revenue for the stormwater fund, including repayment of SRF loans.

By Councilmember Bauer

Carried unanimously

**RESOLUTION #060
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the Mayor has appointment Mark Murray to the Board of Water and Light; and

WHEREAS, the Committee of the Whole approved the appointment of Mark Murray;

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$92,087.68	Reopened Existing-Sewage 590-0-395001-0	Operating Transfer-CS 590-966000-991414-0
\$92,087.67	Fund Balance-Sewerwater 230-0-390001-0	Operating Transfer-CS 230-966000-991414-0
\$184,175.35	Estimated Revenue CS 414-0-170001-0	
\$114,511		Design Ineligible-Phase II, Seg 4 414-453682-742707-61240
\$69,664.35		Design Ineligible-Phase II, Seg 5 414-453682-742707-61250

(Appropriation for close out of Phase II, Segments 4 and 5 of CSO program. Revenue detail accounts 214-0-696230-0 (\$92,087.67), 214-0-696590-0 (\$92,087.68).

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby confirms the Mayor's appointment of Mark Murray to the Board of Water and Light for a term to expire June 30, 2003.

By Councilmember Bauer

Carried unanimously

BY MOTION OF COUNCILMEMBER ADAMO, THE ORDER OF THE AGENDA WAS AMENDED TO ALLOW FOR THE ADOPTION OF ORDINANCES FOR PASSAGE AT THIS TIME TO ALLOW FOR THE ADOPTION OF THE ORDINANCE AMENDING CHAPTER 1236, SECTIONS 1236.08 AND 1236.31. AMENDING SUBDIVISION REGULATIONS. THE FULL TEXT OF THIS ORDINANCE, AS AMENDED, CAN BE FOUND UNDER ORDINANCES FOR PASSAGE

**RESOLUTION #061
BY THE COMMITTEE ON PLANNING AND DEVELOPMENT
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

LS-34-98

300-306 South Holmes Street.

WHEREAS, Diane K. Burns, 309 S. Holmes Street, has requested a lot split (LS-34-98) to divide the property at 300-306 South Holmes Street, legally described as

N 82.5 FT LOT 1 AND N 82.5 FT OF E 1/2 LOT 2 ALSO COM NE COR LOT 1, THENCE E 82.5 FT, S 82.5 FT, W 82.5 FT, N 82.5 FT TO BEG, BLOCK 12, GREEN OAK ADD, CITY OF LANSING, INGHAM COUNTY, MICHIGAN; and

WHEREAS, there are two legal structures on the 82.5' x 131.16' lot, which the owner requests be divided into two equal lots (being 41.25' x 131.16') with a structure on each; and

WHEREAS, the two lots that will result from the split will not meet the minimum lot width or width to depth ratio as required by Sections 1236.08(d) and 1236.07(b) of the Subdivision Regulations unless a variance to the Subdivision Regulations is granted; and

WHEREAS, the lot split will not change the residential character of the area and the location, size and character are reasonable; and

WHEREAS, the Planning Board, at their December 15, 1998 meeting voted unanimously (6-0) to recommend approval of the lot split at 300-306 S. Holmes Street with conditions; and

WHEREAS, the Committee on Planning and Development has reviewed the request and the report of the Planning Board and concurs therewith;

NOW THEREFORE BE IT RESOLVED that the City Council hereby approves the lot split request (LS-34-98) by Diane Burns to divide

N 82.5 FT LOT 1 AND N 92.5 FT OF E 1/2 LOT 2 ALSO COM NE COR LOT 1, THENCE E 82.5 FT, S 82.5 FT, W 82.5 FT, N 82.5 FT TO BEG, BLOCK 12, GREEN OAK ADDITION, CITY OF LOT A: N 41.25 FT LOT 1 AND N 41.25 FT OF E/2 LOT 2 ALSO COM NE CORNER LOT 1, THENCE E 82.5 FT, S 41.25 FT, W 82.5 FT, N 41.25 FT TO BEG, BLOCK 12, GREEN OAK ADDITION to be commonly known as 300-02 S. Holmes Street

Lot B: S 41.25 FT OF N 82.5 FT LOT 1 AND S 41.25 FT OF N 82.5 FT OF E 1/2 LOT 2 ALSO COM 41.25 FT S OF THE NE CORNER OF LOT 1, THENCE E 82.5 FT, S 41.25 FT, W 82.5 FT, N 41.25 FT TO BEG, BLOCK 12, GREEN OAK ADDITION to be commonly known as 304-306 S. Holmes Street

subject to the following conditions:

- (1) The owner shall create and record a valid use restriction on Lot A which provides for a permanent joint drive for access to the parking at 300-302 and 304-306 S. Holmes Street as a condition precedent to the City's finalization of this lot split (LS-34-98);
- (2) The parking in the front yard of Lot A along Prospect Street shall cease;
- (3) The owner shall create a minimum of four accessible parking spaces for each new lot and remove the existing garden if the area is needed to meet this condition;
- (4) The parking area shall be hard surfaced with Portland cement or bituminous asphalt and completed no later than November 30, 1999.

BE IT FINALLY RESOLVED that this resolution shall take effect upon publication of the ordinance amendments to Sections 1236.08 and 1236.11 of Chapter 1236 of the Lansing Code of Ordinances providing for minor lot splits.

By Councilmember Adado

Carried unanimously

ORDINANCES FOR INTRODUCTION

INTRODUCTION OF ORDINANCE AMENDING CHAPTER 660 BY ADDING A NEW SECTION 660.06 PROHIBITING TRESPASSING ON OR IN LANSING CITY HALL & POLICE BUILDING

By Councilmember Murphy:

That an Ordinance to amend the Code of Ordinances of the City of Lansing by Amending Chapter 660 by Adding a New Section, 660.06, for the purpose of Prohibiting Trespassing on or in Lansing City Hall or the Lansing Police Building and Maintaining Security in Said Premises, was introduced by Councilmember Murphy and referred to the Committee on Public Safety.

RESOLUTION #062 RESOLUTION SETTING PUBLIC HEARING

By Councilmember Murphy:

YEAS: Councilmembers Adado, Allen, Bauer, Deal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: None

By Councilmember Adado

That this ordinance, being necessary for the immediate preservation of the public peace, health, or safety shall take effect upon its passage

Carried unanimously

ORDINANCE #999

LANSING, INGHAM COUNTY, MICHIGAN, into:

RESOLVED BY THE CITY COUNCIL, CITY OF LANSING, that a public hearing be set for Monday, March 1, 1999 at 7:00 P.M. in the Council Chambers, 10 Floor, City Hall, 124 W. Michigan Ave., for the purpose of considering an Ordinance to amend the Code of Ordinances of the City of Lansing by Amending Chapter 660 by Adding a New Section, 660.06 for the purpose of Prohibiting Trespassing on or in Lansing City Hall or the Lansing Police Building and Maintaining Security in Said Premises

Interested persons are invited to attend this public hearing

By Councilmember Murphy

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

NAYS: 0

ABSENT: 1

ORDINANCES FOR PASSAGE

By Councilmember Adado

That we move to the passage of Ordinances

Carried unanimously

By Councilmember Adado

That the Ordinance when read be considered as read in its entirety.

Carried unanimously

By the Committee on Development and Planning

By Councilmember Adado

Resolved by the City Council of the City of Lansing that an Ordinance Amending the Code of Ordinances of the City of Lansing by Amending Chapter 1236, Sections 1236.08 and 1236.11, for the Purpose of Providing for Revision to the Subdivision Regulations, be placed on order of immediate passage.

Carried unanimously

By the Committee on Development and Planning

By Councilmember Adado

Resolved by the City Council of the City of Lansing that an Ordinance Amending the Code of Ordinances of the City of Lansing by Amending Chapter 1236, Sections 1236.08 and 1236.11, for the Purpose of Providing for Revision to the Subdivision Regulations, be now passed.

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN TO AMEND THE LANSING CODE OF ORDINANCES BY AMENDING CHAPTER 1236, SECTIONS 1236.08 AND 1236.11 FOR THE PURPOSE OF PROVIDING FOR MINOR LOTS SPLIT VARIANCES BY CITY COUNCIL.

The City of Lansing ordains:

Section 1. That Chapter 1236, Sections 1236.08 and 1236.11 of the Code of Ordinances of the City of Lansing, Michigan be amended to be read as follows:

SECTION 1236.08. LOT DIVISIONS

Lots, outlots and other parcels of land in a recorded plat may be divided for the purposes of

sale or lease for building development, provided that the same is approved by the Department of Planning and Municipal Development, as follows:

(a) Procedures: An application for lot divisions shall be submitted in writing to the Department and shall be accompanied by a sketch drawn to scale showing the original lot, proposed divisions, all pertinent dimensions and the proposed legal description.

(b) Conformity to Minimum Size: IN RESIDENTIAL SUBDIVISIONS, divisions shall not create ANY lot which IS less than the minimum sizes required by these Subdivision Regulations except that CITY COUNCIL MAY GRANT A VARIANCE TO THIS SUBSECTION IN ACCORDANCE WITH SECTION 123611.

(c) A violation of this section shall be sufficient cause for denial of an application for a building permit.

123611 VARIANCES

A variation, exception and/or modification of the design requirements set forth in this chapter may be made by Council in specific cases where it is deemed that conditions justify such a variance.

Applications for variances to the design requirements LOT SIZE OR NUMBER outlined in this chapter shall be made in writing at the time the preliminary plat is filed for consideration with the City Clerk, "WHEN A PLAT IS BEING APPLIED FOR OR UNDER 123608(b) AFTER PLAT APPROVAL. APPLICATIONS FOR VARIANCES SHALL BE FILED WITH THE PLANNING OFFICE OF THE DEPARTMENT OF PLANNING AND NEIGHBORHOOD DEVELOPMENT FOR TRANSMITTAL TO CITY COUNCIL FOR CONSIDERATION. The application for a variance shall state fully the grounds for the variance and all facts relied upon by the petitioner.

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with these provisions are repealed.

Section 3. Should any section, clause or phrase of this ordinance be declared to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part other than the part so declared to be invalid.

Keith Aldrich President of the Potter Park Zoo Docent Association, no address given, thanked Councilmembers for approving the transfer of funds that will fund their Educational Plaza. Docents are the Volunteers who lead the tours at the Zoo. They wear blue aprons. He urged everyone in the listening audience to visit them at the Zoo this summer.

Councilmember Allen thanked the Docents from the Zoo for the tremendous job that they do for the public.

Jan Brigham, no address given, thanked Councilmembers for passing the resolution transferring the funds that will approve the funding of the Zoo Educational Entrance Plaza.

Kelly A. Whitney of 1201 Tower in E. Lansing, thanked Councilmembers for supporting the Zoo Entrance Plaza project. This project is very important to the education and development program at the Zoo. They will be able to take kids on virtual zoo trips with the use of computers, without even leaving the classroom. This will bring additional programming to the Lansing School District. They will invite Councilmembers on a tour when the Plaza is built, and showcase all of their new facilities.

Councilmember Leeman noted that they expect to complete the project by December of 1999.

Councilmember Bauer added that the Zoological Society raised \$1,200,000 towards the improvements. This project is not backed by just city tax dollars, but by donations from the community raised by volunteers.

Ed Simmer of 2609 Dier protested the amount of state tax dollars that are going to support prisons. This money should be going to education. Governor Engler has his priorities all mixed up. He urged everyone in Lansing to call the Governor's Office and complain. He stated his support of the erection of Vietnam Veterans Memorial and urged Councilmembers to support it too.

Beverly Miller of 413 Pearl St. said that she still believes that the animals at the Potter Park Zoo are contributing waste that goes into the River. She said that Council needs to send someone to the Oldtown/Nothtown meeting to let them know what the intentions of

Section 4. This ordinance shall take effect on the 30th day after enactment unless given immediate effect by the City Council.

Given immediate effect by motion of Councilmember Adado

MARILYNN SLADE, CITY CLERK

• OTHER BUSINESS

► Public Comment on City Related Matters

Clyde Smith of 2244 Tecumseh River Dr. spoke regarding the need for reform of the Friend of the Court Office. There is an initiative for the reform of this agency, but it is unfunded by the legislature.

R. Eric Reickel of 2920 E. Westchester, said that he is the Director of the Parks and Recreation Department. He came here tonight after hearing the comments about the Potter Park Zoo placing untreated sewage from the Animals at the Zoo into the sewer system. None of the sewage from the Potter Park Zoo goes into the river. In 1989 when the Primate House was put in, they installed a pressure main that carries all of the Zoo's sewage to the wastewater treatment plant.

Willy Williams of 505 W. Lenawee urged Councilmembers to support the majority. CARTO is a minority, not the majority. Mayor Hollister does not have to stay for the entire City Council meeting. It is not the "Mayor's Meeting." It is the City Council Meeting. He probably stays for the duration of the "Mayor's Meetings" that he holds. He advocates the construction of apartment buildings in the downtown area. This will do downtown more good than just bringing in new business does.

John Farquhar of 6514 Willowbend thanked Councilmembers for approving the funds to pay for the new Zoo Educational Plaza. The majority of funds for this project came from the private sector in the form of donations. The Potter Park Zoological Society will continue to look for alternative funding sources to fund improvements to the Zoo.

Council are as to when construction will begin in their area. They have many activities planned for this year that need to be scheduled around the construction.

Lloyd Teets of 116 E. Elm St. said that City Council is about to turn City Hall into a private club. They have introduced an ordinance to do so tonight, and set a public hearing for March 1, 1999. City Hall will no longer be a public building. He quoted statistics about the Grand River, saying that it is the second largest tributary to Lake Michigan and Michigan's largest river. He thanked Councilmembers for adopting a tribute to Thelma Osteen. She was a great lady who did a lot of wonderful things for Oldtown and North Lansing.

Charlene Decker of 2711 Pleasant Grove Rd. said that she decided to make Lansing her home 37 years ago. She is outraged at the people who keep promoting negative images of her chosen home town. Mayor Hollister would like people to believe that he did not attack the Lansing School Board, and collude with Governor Engler to force a take over of the School System. What he did, however, is attempt a power grab that is well documented. The School Board deserves the support of the community, this is a first class town to bring children and new homes into.

Alexander Bolt of 1230 Reo Rd. said that it was interesting to read in the newspaper that E. Lansing had the highest proportion of people leaving. Yet we have never heard that their schools are in dire straits like they keep saying about Lansing Schools. It might have something to do with high taxation. The funding of the CSO Project has been going on in this City for many, many years. Check this fact out at the City Clerk's Office, if you do not believe him. A printed list is available from Debbie's computer. You will see how many bonds the City has sold to fund this project. He read a brief from his Attorney which attacked the Amicus Brief filed with the Supreme Court by the Michigan Municipal League, and which called the MML Amicus Brief meritless hyperbole.

Tom Lafferty of 1806 W. Michigan Rd. urged Councilmembers to "do no harm." They have an opportunity to put everything on hold. He does not want the City to be investigated by the IRS. They would wait to get clear instruction from the Court.

Helen Fiser of 12100 S. Cork Rd. in Morrice said that Contractors do not work on good intentions. The City needs to amend its NPDES permit. It has been amended at least

once, already. City Councilmembers should not what they are funding before they vote on it. Council should read the original permit agreement. Miller Canfield is not going to try to do anything to reverse their brief that they filed.

Sherry Shaw of 403 Beaver said that she is here to thank Council for the tribute to her Mother, Thelma Osteen. Thelma donated many, many ours to the City of Lansing. She supports the renaming of the North Lansing Comfort Station, which Thelma dearly loved, in her memory. She stated her support for the erection of a vietnam veterans memorial.

COMMITTEE REPORTS

RESOLUTION #063

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
BY COUNCILMEMBER ADADO

That the Report of the Committee be received.

CARRIED UNANIMOUSLY

CITY OFFICER & BOARD REPORTS

1. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

2. Letter from the City Clerk submitting notification of Term Expirations for City Board and Authorities in 1999

RECEIVED AND PLACED ON FILE

3. Affidavit of Disclosure filed by Maryellen Jansen, Senior Buyer in the Finance Department

REFERRED TO THE BOARD OF ETHICS

4. Letters from the Mayor re:

a. Letter from the Capital Area Rail Council requesting the City of Lansing's Support for the E. Lansing Amtrak Renovation Project

REFERRED TO THE COMMITTEE OF THE WHOLE

b. Authorization for Issuance and Sale of Combined Sewer Overflow System LTGO Bonds for Phase III, Segment 1, Series 1

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

c. Ingham County/City of Lansing Agreement for Extension Network Center Facilitator and Community Development Agent

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

d. Renaming of the North Lansing Comfort Station in Memory of Thelma Osteen

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

e. Chronology of Activities and Actions of the Memorial Review Board

RECEIVED AND PLACED ON FILE

f. Easement at 415 Baker St., O'Leary Paint Property

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

g. Support for the Construction of a Vietnam Veterans Memorial by the State of Michigan Department of Transportation and Their Application for Enhancement Grant Funds

REFERRED TO THE MAYOR, THE TRAFFIC BOARD, AND THE PUBLIC SAFETY COMMITTEE

THE COMMITTEE ON DEVELOPMENT AND PLANNING, to whom was referred an Ordinance to Amend Chapter 1236, Sections 1236.08 and 1236.11, reports as follows:

THE COMMITTEE met on Monday, February 15, 1999 and considered the above stated ordinance amendment and recommended the passage of the Ordinance Amending Chapter 1236, Sections 1236.08 and 1236.11, as amended:

Signed: Lou Adado, Chairperson
Sandy Allen
Tony Benavides

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

h. Amendment to Chapter 660 by Adding a New Section, 660.06 to Prohibit Trespassing On or In Lansing City Hall or the Police Building

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

I. Transfer of Funds, Planning and Neighborhood Development Department

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. Letter from Holly K. Iriestram of 141 Cowley Ave. suggesting improvements to Rainey Park

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

2. Letter from the Greater Lansing Convention & Visitors Bureau in support of the Expansion Plans for Ramon's North

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

3. Letter from the Reachout Christian Center Church at 5628 Wise Rd. requesting the donation of City of Lansing used computer equipment for use by their youth classes

REFERRED TO THE MAYOR

4. Notice from the State of Michigan Department of Consumer & Industry Services Liquor Control Commission of Denial of a Request to Transfer 1998 SDM License from 108 S. Washington Square to 117 S. Pennsylvania Ave. by Rite Aid of Michigan

RECEIVED AND PLACED ON FILE

5. Notice from the State of Michigan Department of Consumer and Industry Services Liquor Control Commission of application for a New SDM License by Cost Plus, Inc. at 427 Mall Court

RECEIVED AND PLACED ON FILE

6. Notice from the State of Michigan Ingham County Drain Commissioner of a Public Hearing on the Addition of Lands to the Groesbeck Drainage District on February 16, 1999 at the Lansing Charter Township Offices at 3209 W. Michigan Ave.

RECEIVED AND PLACED ON FILE

7. From Councilmember Murphy; a letter from Leonard Hunter of 224 S. Jenison regarding Traffic Problems at N. Martin Luther King Jr. Blvd. and St. Joseph

8. From Councilmember Murphy; a Letter from Ed Simmer of 2609 Dier regarding handicap parking issues downtown and the need for a Stop Sign at the Intersection of

Dunckel Rd. and Cavanaugh Rd.

REFERRED TO THE MAYOR, THE TRAFFIC BOARD, AND THE PUBLIC SAFETY COMMITTEE

COUNCILMEMBERS' COMMENTS

Councilmember Bauer expressed condolences to Patty Reynolds of the Capitol Region Community Foundation on the death of Her Mother. With regard to parking for handicapped persons, according to the Mayor, a Group has been formed and they will address this situation within the week. The problem is exacerbated right now, because of the construction going on around City Hall.

Councilmember Beal congratulated Mrs. Taylor and Her Dance Troupe for the wonderful performance they put on tonight. One of the dancers is a student of hers at Gardner Middle School. She confirmed the regularly scheduled meeting of the Public Service Committee for this week, and announced that they will be taking up the issue of the task force.

Councilmember Adado said that He wants to make sure that everyone understands that He was not advocating that the Council skirt IRS Rules. He just wants everyone to know that if they borrowed money today, they could pay it back interest free.

Councilmember Murphy sent a "shout out" to Ms. Donald's 6th Grade Geography Class. He wished a "Happy 80th Birthday" to Ruth Minness, and announced that there will not be a Public Safety Committee Meeting this week. They will meet on February 24, 1999 at 8:00 A.M. He sent a "shout out" to Students of an Honors Math Class, and wished all of these kids a great day. He congratulated Mark Murray on his appointment to the Board of Water & Light Board of Commissioners. He said that he wants State Workers to know that Lansing is a great place to live.

Councilmember Allen expressed her congratulations to Ruth Minness. She announced the cancellation of the regularly scheduled General Services Committee Meeting for this week. They will meet on February 23, 1999 at 1:00 P.M.

MAYOR'S EXECUTIVE ASSISTANTS
RESPONSE TO COMMENTS

Mr. Wiener asked Robert Swanson to explain funds available for the CSO Project. Mr. Swanson said that there is \$1,200,000.00 in the current year budget for debt service and the same in the sewage disposal fund and \$36,000,000 in outstanding bond funds.

ADJOURNED 9:40 P.M.
MARILYN SLADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF FEBRUARY 22, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: None

The Invocation and Pledge of Allegiance were led by Minister Dick Ammons of Unity Church

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of February 8, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Leeman

To accept the following under suspension of the rules:

1. From Councilmember Leeman; a resolution regarding access to Frandorson Properties by CATA Buses
2. From Councilmember Murphy; a resolution of Tribute to "The Vision of Love" Ministry
3. From Councilmember Murphy; an Ordinance for Introduction Amending Chapter 1424, The Electrical Code
4. From Councilmember Beal; a Resolution of Tribute to Robert Clegg, and a request that it be presented during the Special Ceremonies Portion of the Agenda
5. From Councilmember Meyer; a Resolution approving a Transfer of Funds for a Housing Market Study
6. From Councilmember Meyer; a Resolution for 1999 Golf Fees

B. Councilmember Murphy presented a Resolution of Tribute to Freddie Thomas of the Vision of Love Ministry. Mr. Thomas invited everyone to participate in the celebration of Black History that will take place this Friday and Saturday nights at Sexton High School. This gospel play will feature an incredibly talented Cast. They came into town Sunday, and visited 4 Churches performing selections from their play. You do not want to miss this chance to see them perform. Tickets are available in the Mayor's Office, at Shanora's and at the Bible Store. The exceptional play traces gospel music from its roots throughout history and into the 1990's. He is eager to share this quality performance with the whole City. Please attend. The proceeds from ticket sales go to local student scholarships. Interested parties may call 882-7307 for further information about scholarships.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

There were no Announcements of City Events

➤ Special Ceremonies

Councilmember Beal, along with Mr. Wiener and President Benavides, presented a Resolution of Tribute to City Engineer, Robert Clegg, His Wife Enola, Son Adam, and Daughter Lesley. Councilmember Beal announced that Mr. Clegg and family are moving to Port Huron, where Bob has accepted a position as their Public Service Director. She expressed her thanks, on behalf of Council for Mr. Clegg's expertise and patience with Councilmembers who have needed him to explain things to them over and over again. He has always done so in a patient and cooperative manner, and has accepted their decisions with the same grace. Mr. Wiener thanked Bob for the hospitality shown to the Hollister Administration when they first came to the City. The Shiawassee Street Bridge will always be a reminder of Him and stand as a tribute to him. President Benavides said that He has known Bob the longest of anyone here tonight, except his wife. He is probably the most diplomatic engineer that anyone has ever known.

Mr. Clegg thanked Councilmembers and the Administration, as well as the Citizens of Lansing, for giving him the honor to serve them. He thanked his fellow City of Lansing Employees who are very pleasant, professional people, without whom he could not have done his job.

Councilmember Leeman thanked Mr. Clegg for the willingness he has always shown to work with Councilmembers and the public, to get the job done in the best possible way for neighborhoods.

Councilmember Bauer commented that when She was elected to City Council, a number of her acquaintances who are involved in Mr. Clegg's profession, told her how lucky the City was to have Bob working for It's Public Service Department. This will be a great loss for the City.

➤ Public Comment on Scheduled Public Hearings:

1. In consideration of an application for an Industrial Facilities Exemption Certificate filed by Auto Air Composites, Inc. at 5640 Enterprise Dr.

Richard Child, of Auto Air Composites, Inc., said that they have been good corporate citizens for 30 years. They purchased the building next door to them and will expand their operations in Lansing. This will allow them to hire 20/30 additional employees to work in their expanded facility.

Councilmember Adado announced that this issue will be taken up at the Development and Planning Committee Meeting one week from now.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

➤ Public Comment on Legislative Matters:

Councilmembers have had enough time since the last Thursday Committee of the Whole Meeting to adequately consider the Notice of Intent Resolution on CSO Bonds. She does not understand why we are borrowing \$15,000,000 when we only have a \$2,000,000 debt service involved and a \$6,000,000 project. We might be able to give it back, but people will still have to pay interest on it. This is not good business. Council is not being given the amount of time that they asked for to consider these issues. She had hoped that the attitude of Council would continue on, as well as the level of involvement that they have shown lately on this issue. The Administration keeps bringing things to the Council in the 11th hour and saying that they have to be taken care of right now. She hopes that Council will give serious thought to the whole bond situation. They have asked for information that they have not received yet. She hopes that this will not be put on a fast track and that Council understands this issue 100% before they vote on it.

Eugene Buckley of N. Hayford stated that he is upset with the treatment he received at the hands of the Public Service Committee. He challenges the statements made in the Committee Report that they will ask Council to adopt tonight. There was no proper traffic investigative report done on the traffic control measure that he has been protesting. He refutes the Committee's decision that this traffic issue was handled legally or resolved satisfactorily. He demonstrated the difference between an apple and an orange to Councilmembers by holding up examples of the two fruits.

Ed Simmer of 2609 Dier criticized the Frandorson Properties for not taking steps to see that the public can get into their shopping center via the CATA Bus routes. They should be more solicitous of people who need special services and handicap. Christine Timmon of 335 E. St. Joseph she said that the people who are really getting things done in the City are the ones that have the Cable Shows. She urged Councilmembers to approve the cablecasting grant allocations. She declared that the supreme court used almost the same words that she has used to describe the Storm Water Enterprise Fund Ordinance.

LEGISLATIVE MATTERS
RESOLUTIONS

RESOLUTION #064
BY COUNCILMAN ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
PUBLIC HEARING ON SALE OF
SIX PARCELS OF PROPERTY
TOTALING APPROXIMATELY .66 ACRES IN SIZE
LOCATED AT THE NORTHEAST CORNER OF
WEST ST. JOSEPH STREET AND
THE NORTHBOUND LANE OF
SOUTH M.L. KING JR. BLVD.

WHEREAS, pursuant to the Seven Block Area Development Plan the Administration has proceeded to market the property located at the northeast corner of West St. Joseph Street and the Northbound Lane of M. L. King Jr. Blvd. for office development; and

WHEREAS, the Administration has negotiated a purchase and development agreement with Masada Development L. L. C. for the property for office development; and

WHEREAS, the proposed agreement stipulates a purchase price of \$85,000.00 for the six (6) parcels of property totaling approximately .66 acres in size, and specifies the scope and character of the office development that will occur at the site and the time frame for development pursuant to the Seven Block Area Development Plan; and

WHEREAS, in accordance with the Lansing City Charter, Article 8, Chapter 4, and Section 208.06 of the Lansing Code of Ordinances, the offer must be placed on file in the Office of the City Clerk for a thirty (30) day period, and a Public Hearing on the

Helen Fiser of 12100 S. Cork Rd., in Morrice, said that she hopes that considerations. These people have to make their way over 300 yards to go grocery shopping in that center. They are being treated like 3rd Class Citizens.

Charlene Decker of 2711 Pleasant Grove Rd. stated her agreement with the comments made by Ed Simmer. She hopes that Frandor is paying attention. Bonds are taxes, and must be paid back. She demanded that Council delay action on the bond issue that is on tonight's agenda.

Lloyd Teets of 116 E. Elm St. said that Bob Clegg was an ardent supporter of the City Council and Administration viewpoints. If you studied the CSO issue and knew it well enough, as he did, and you asked Mr. Clegg the tough questions, he always gave straight answers. He will always respect him for that. The City is losing a great asset when he leaves, as well as history and competence. The City has had two new public service directors under the Hollister Administration. If Bob Clegg was never considered for this job, he should have been. He urged Councilmembers not to approve this \$15,000,000 bond issue when they do not need this much money. It is fiscally irresponsible.

Frank Curtis "X", no address given, said that he is not happy with the situation at Frandor. He said that the woman who lives on Baker St. deserves the same respect and treatment as everyone else does. He demanded that records regarding a 911 response at his landlord's house be released to him. A supposedly anonymous call was made, but he believes that something is going wrong with this administration. He wants these records released to him.

proposed sale of the property held before the City Council subsequent to that time; and

WHEREAS, the offer was placed on file in the City Clerk's Office on Thursday February 18, 1999;

NOW, THEREFORE, BE IT RESOLVED, that a Public Hearing shall be held on Monday, March 22, 1999, to consider the sale and proposed development of the property located in the Seven Block Development Area legally described as:

Lots 13, 14 and the East ½ of Lot 12, and Lot 11, except for the North 37 feet, and except for the part taken for street purposes, Block 7, Plat of Bush, Butler and Sparrow's Addition, City of Lansing, Ingham County, Michigan,

by Masada Development L.L.C.

By Councilmember Adado

Carried unanimously

RESOLUTION #065
BY COUNCILMAN ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
PUBLIC HEARING ON SALE OF
398 ACRE PARCEL OF PROPERTY
LOCATED NORTH OF WEST KALAMAZOO BETWEEN
M.L. KING JR. BLVD. AND S. BUTLER STREET

WHEREAS, pursuant to resolution #453 adopted by the Lansing City Council September 28, 1998, the Administration has negotiated a purchase and development agreement with Abraham Realty, Inc./Sisbro Partners, now doing business as Seven Block Area Development, L.C., for the property located north of West Kalamazoo Street between M.L. King Jr. Blvd. and S. Butler Street in the Seven Block Development Area; and

WHEREAS, the proposed agreement stipulates a purchase price of \$280,857 for the 398 acre parcel of property, and specifies the scope and character of the

office/commercial development that will occur at the site and the time frame for development pursuant to the Seven Block Area Development Plan; and

WHEREAS, in accordance with the Lansing City Charter, Article 8, Chapter 4, and Section 208.08 of the Lansing Code of Ordinances, the offer must be placed on file in the Office of the City Clerk for a thirty (30) day period, and a Public Hearing on the proposed sale of the property held before the City Council subsequent to that time; and

WHEREAS, the offer was placed on file in the City Clerk's Office on Monday, February 15, 1999, *Lots 1 through 7, Lots 16 through 19, the North 1/2 of Lot 20 and the South 165 feet of Lot 15 in Block 10, Plat of Bush, Butler and Sparrow's Addition, City of Lansing, Ingham County, Michigan*

By Councilmember Adado

Carried unanimously

RESOLUTION #066
BY THE PUBLIC SERVICE COMMITTEE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Ingham County Drain Commissioner Patrick Lindemann has initiated a Red Cedar River Watershed Coordinating Committee to lay the ground work to implement Phase II of the Federal Clean Water Act; and

WHEREAS, the Ingham County Drain Commissioner has requested the City of Lansing participate in the Red Cedar River Watershed Coordinating Committee; and

WHEREAS, the Ingham County Drain Commissioner has requested the City of Lansing commit professional staff time to participate in the planning and coordinating process, and provide testing services for Total Suspended Solids (TSS);

NOW, THEREFORE, BE IT RESOLVED that the City Council, recognizing the need to provide for thoughtful planning to achieve cleaner water for us and our children in the future, hereby authorizes the Public Service Department to participate in the Red Cedar River Watershed Coordinating Committee and provide testing services for Total Suspended Solids (TSS).

By Councilmember Beal

Carried unanimously

RESOLUTION #067
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
That the following transfer be approved:

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$25,000	Human Rel./Community Services-Salaries & Long 101-672500-702000	City Supp. Agencies: Ingham Co. Network Ctr 101-834101-960236

WHEREAS, the City Council previously approved a Notice of Intent to Issue Bonds For Public Service Department Combined Sewer Overflow Project Resolution, which, in compliance with the requirements of Section 5(g) of the Home Rule Cities Act, Act 279, Public Acts of Michigan, 1909, as amended, required the City Clerk to cause to be published, on Thursday, January 28, 1999, in the Lansing State Journal, an Official Notice to Electors and Taxpayers of the City of Lansing of Intent to Issue Bonds (the "Notice of Intent") which describes the bonds to be issued to finance construction of the Improvements; and

15, 1999;

NOW, THEREFORE, BE IT RESOLVED, that a Public Hearing shall be held on Monday, March 22, 1999, to consider the sale and proposed development of the property located in the Seven Block Development Area legally described as:

Lots 16 and 19 and the East 43.5 feet of Lot 15 in Block 11, Plat of Bush, Butler and Sparrow's Addition, City of Lansing, Ingham County, Michigan, and

(Contract with Ingham Co. for Network Center facilitator and Community Development Agent)

By Councilmember Meyer

Carried unanimously

RESOLUTION #068
City of Lansing
Counties of Ingham and Eaton, State of Michigan
Resolution Authorizing Issuance and Sale of a
Combined Sewer Overflow Limited Tax
General Obligation Bond
(Phase 111, Segment 1), Series I

WHEREAS, the State of Michigan Water Resources Commission has issued a Wastewater Treatment Facilities National Pollutant Discharge Elimination System Permit No. MI 0023400 (the "NPDES Permit") requiring the City of Lansing (the "City") to develop a Final Combined Sewer Overflow Control Program (the "CSO Control Program") to be submitted to the State of Michigan acting through its Department of Natural Resources (subsequently restructured and renamed the Department of Environmental Quality and collectively hereafter referred to as the "DEQ") for approval; and

WHEREAS, by a letter dated March 9, 1992 to the City Clerk, DEQ, acting through its Supervisor of the Surface Water Quality Division, has approved the CSO Control Program submitted by the City in compliance with the NPDES Permit; and

WHEREAS, Act 320, Public Acts of Michigan, 1927, as amended, repealed and recodified by Part 43 of Act 451, Public Acts of Michigan 1994 ("Act 451") enables a city to issue and sell bonds to finance construction of improvements required by a permit issued by the State of Michigan Water Resources Commission; and

WHEREAS, the City Council has stated its intention to authorize the issuance of limited tax general obligation bonds in one or more series pursuant to Act 451 in an amount not to exceed Fifteen Million Dollars (\$15,000,000) for the purpose of financing Subarea 018 Sanitary Sewer Interceptor and the separation of Red Cedar G/H and related improvements (the "Improvements"), included in Phase 111, Segment I of the Combined Sewer Overflow Improvements Project Plan required by the NPDES Permit; and

WHEREAS, plans and specifications for the Improvements have been prepared by the City's consulting engineers and submitted for approval by the DEQ; and

WHEREAS, Chapter 111, Section 12(d) of the Municipal Finance Act, Act 202 of the Public Acts of Michigan, 1943, as amended, permits a municipality to authorize, within limitations which shall be contained in the authorization resolution of the governing body, an officer to sell and deliver and receive payment for obligations, and to approve interest rates or methods for fixing interest rates, prices, discounts, maturities, principal amounts, denominations, dates of issuance, interest payment dates, redemption rights, place of delivery and payment, and other matters and procedures necessary to complete the authorized transaction;

NOW, THEREFORE, BE IT RESOLVED THAT:

➤ **1. The Improvements.** Pursuant to the CSO Control Program approved by DEQ in accordance with the NPDES Permit, the City shall acquire and construct the Improvements. The estimated period of usefulness of the Improvements is not less than forty (40) years.

➤ **2. Authorized Officers.** The term "Authorized Officer" as used in this Resolution shall refer to any one of the following City officers: the Director of Finance, the Director of Public Service, the Mayor, or the City Clerk.

➤ **3. Authorization of Bond Issuance.** A bond of the City designated COMBINED SEWER OVERFLOW LIMITED TAX GENERAL OBLIGATION BOND (PHASE III, SEGMENT 1) Series I (the "Bond") is authorized to be issued for the purpose of paying a portion of the costs of the Improvements, including capitalized interest and costs incidental to the issuance, sale and delivery of the Bond.

The Bond shall not be issued or delivered unless the City has received an order of prior approval to issue the Bond or an order of exception from prior approval from the Municipal Finance Division of the State of Michigan Department Treasury.

The Bond shall not be issued or delivered unless the City has received approval from the DEQ of the plans and specifications for the Improvements.

➤ **4. Bond Details.** The Bond shall be issued in the aggregate principal sum of Fifteen Million Dollars (\$15,000,000) or such lesser amount as shall be determined by an Authorized Officer at the time of sale (the "Principal Amount") and approved by the DEQ and the Michigan Municipal Bond Authority (the "Authority"), pursuant to the Notice of Intent.

The Bond shall be issued in substantially the form of Appendix A, with such modifications as may be necessary to reflect changes in Bond terms or details determined by an Authorized Officer at or prior to the time of sale pursuant to authority granted by this Resolution. The Authorized Officer shall have the authority to make such changes in the form of bond as shall be requested by the Proceeds of the sale of the Bond shall not be received in one lump sum. Rather, the Authority shall purchase principal installments of the Bond (the "purchased principal installments") from the Authority as such purchases are approved by the DEQ. These purchased principal installments shall be deemed to correspond to the serial principal installments contained in the Bond in direct chronological order of said serial principal installments. The City shall have no obligation to repay any serial principal installments for which the City did not receive proceeds from corresponding purchased principal installments of at least a like amount.

Interest on the Bond shall only accrue on the purchased installments, and shall accrue based on the amount of and purchase date of such installments.

In the event less than the Principal Amount of the Bond is purchased by the Authority, any portion of the Principal Amount is prepaid as provided below, or any serial principal payment becomes due before the City has received proceeds from corresponding purchased principal installments of at least a like amount, then the Authority may prepare a new serial principal installment repayment schedule acceptable to the City.

➤ **6. Bond Register; Record of Payments.** The Bond shall be registered on the bond register maintained by the Finance Director. The Finance Director shall record on the bond register payment by the City of each installment of principal or interest or both when made and the canceled checks or other records evidencing such payments shall be returned to and retained by the Finance Director and shall be conclusive evidence of such payments and the obligation of the City with respect to such payments shall be discharged to the extent of such payments.

Upon payment by the City of all outstanding principal of and interest on the Bond, the Authority shall deliver the Bond to the City for cancellation.

Authority, deemed reasonable by an Authorized Officer and not in conflict with the law or provisions of this Resolution. The Bond shall be in the form of a single fully registered, nonconvertible, non-changeable bond of the denomination of the Principal Amount, dated as of the date of delivery of the Bond, or such other date as may be determined by an Authorized Officer at the time of sale of the Bond and approved by the DEQ and the Authority.

The Bond shall be payable in serial principal installments on October 1 of each year beginning October 1, 2000, or on such other dates as may be determined by an Authorized Officer at the time of sale of the Bond and approved by the DEQ and the Authority. The schedule of serial principal installments shall be determined by an Authorized Officer at the time of sale of the Bond and approved by DEQ and the Authority. Interest on the Bond will be payable as provided under Section 5 on October 1, 1999, and semiannually thereafter on April 1 and October 1 of each year until maturity or earlier prepayment of said installment, or on such other dates as determined by an Authorized Officer at the time of the sale of the Bond and approved by the DEQ and the Authority.

The Bond or serial principal installments thereof will be subject to prepayment prior to maturity in the manner and at the times as provided in the form of Bond contained in this Resolution or as determined by an Authorized Officer at the time of sale of the Bond and approved by the DEQ and the Authority.

Final determination of certain Bond details, including the Principal Amount and the dates and amounts of principal installments, shall be evidenced by execution of the Purchase Contract to be executed between the City and the Authority as described below.

➤ **5. Sale of Bond; Calculation of Repayment Obligations.** The City shall sell the Bond to the Authority at par value and at an interest rate of not to exceed two and one-half percent (2.50%) per annum. The Bond shall be delivered in accordance with the delivery instructions of the Authority.

➤ **7. Execution and Delivery.** The Bond shall be executed in the name of the City with the manual or facsimile signatures of the Mayor and the Clerk of the City (provided that at least one of the signatures on the Bond shall be a manual signature) and shall have the seal of the City, or a facsimile thereof, printed or impressed on the Bond. After execution, the Bond shall be delivered to the Authority by the Finance Director or his designee.

➤ **8. LTCO Nature of Bond.** The bond is anticipated to be paid from funds lawfully available to the City for this purpose such as revenues derived from the operation of the City's Sewage Disposal System, other appropriate sources, and ad valorem taxes pursuant to a pledge of the City's limited tax full faith and credit. The bond shall be a limited tax general obligation of the City. As such, it shall be payable as a first budget obligation from the general fund of the City and from taxes imposed on all taxable property in the City, subject to applicable constitutional, statutory and charter tax rate limitations. Commencing with the year 1999, there shall be levied upon the tax rolls of the City in the manner required by the provisions of Act 202, Public Acts of Michigan, 1943 as amended, an amount such that the estimated collection therefrom will be sufficient to promptly pay, when due, the principal of and interest on the Bond becoming due prior to the next annual tax levy; provided, however, that if at the time of making any such annual tax levy there shall be other monies to make the required payments on the Bond, then the City shall take such monies into account in determining such annual levy.

➤ **9. Debt Retirement Payments.** The Finance Director is authorized and directed to open a separate depository account with a bank or trust company to be designated CSO DEBT RETIREMENT FUND (the "Debt Retirement Fund"), the moneys to be deposited into the Debt Retirement Fund to be specifically earmarked and used solely for the purpose of paying principal of and interest on the Bond and additional future series of bonds issued by the City for the purposes of completing construction of the Improvements as such principal and interest become due. The Finance

Director shall deposit into the Debt Retirement Fund from proceeds of the Bond an amount representing capitalized interest for a period to be approved by DEQ and the Authority but not to exceed three years from the date of delivery of the Bond. The Finance Director is further authorized and directed to pay, or cause to be paid, from the Debt Retirement Fund or other available funds, all payments of principal,

- 10. Construction Fund. The proceeds of the Bond (except capitalized interest as provided above) and the prior series of bonds issued by the City for the purposes of completing construction of the Improvements and no other moneys shall be deposited in a fund designated as the CSO LIMITED TAX GENERAL OBLIGATION BOND CONSTRUCTION FUND (the "Construction Fund"). Said moneys shall be used solely for the purposes for which the Bond, and other bonds issued for the CSO Control Program, are issued. Any unexpended balance of the proceeds of the sale of the Bond remaining after completion of the Improvements herein authorized may be used at the discretion of the Director of Public Service for further improvements included in the CSO Control Program required by the NPDES Permit. Any remaining balance after such expenditure shall be used for the prepayment of installments of the Bond or the purchase of installments of the Bond at not more than the fair market value thereof.

The appropriation of moneys for "eligible" (not to exceed the maximum principal amount of the Bond) and "ineligible" costs of the Improvements (as those terms are defined by the Authority and DEQ) is hereby approved. Said moneys shall be used solely for the purposes of making improvements included in the CSO Control Program required by the NPDES Permit, and ancillary related expenses.

After completion of the Improvements and disposition of remaining proceeds, if any, of the Bond pursuant to the provisions of this Section, the Construction Fund may be closed.

- 11. Mutilated, Lost, Stolen or Destroyed Bonds. In the event any Bond is mutilated, lost, stolen or destroyed, the Mayor and the City Clerk may, on behalf of the City, execute and deliver a new Bond having a number not then outstanding, of like date, maturity and denomination as that mutilated, lost, stolen or destroyed.

In the case of a mutilated Bond, a replacement Bond shall not be delivered unless and until such mutilated Bond is surrendered to the City. In the case of a lost, stolen or destroyed Bond a replacement Bond shall not be delivered unless and until the City shall have received such proof of ownership and loss and indemnity as they determine to be sufficient, which shall consist: at least of (i) a lost instrument bond for principal and interest remaining unpaid on the lost, stolen or destroyed bond; (ii) an affidavit of the registered owner (or his or her attorney) setting forth ownership of the Bond lost, stolen or destroyed and the circumstances under which it was lost, stolen or destroyed; (iii) the agreement of the owner of the Bond (or his or her attorney) to fully indemnify the City against loss due to the lost, stolen or destroyed Bond and the issuance of any replacement Bond in connection therewith; and (iv) the agreement of the owner of the Bond (or his or her attorney) to pay all expenses of the City in connection with the replacement, including the transfer and exchange costs which otherwise would be paid by the City.

The CITY OF LANSING, Counties of Ingham and Eaton, State of Michigan (the "City"), acknowledges itself to owe and for value received hereby promises to pay to the Michigan Municipal Bond Authority (the "Authority") the sum of \$_____ (the "Principal Amount") or so much thereof as shall have been advanced to the City pursuant to a Purchase Contract between the City and the Authority, and a Supplemental Agreement by and among the City, the Authority and the State of Michigan acting through the Department of Natural Resources. During the time funds are being drawn down by the City under this Bond, the Authority will periodically provide the City with a statement showing the amount of principal that has been advanced and the date of each advance, which statement shall constitute prima facie evidence of the reported information; provided, that no failure on the part of the Authority to provide such a statement or to reflect a disbursement or the correct amount of a disbursement shall relieve the City of its obligation to repay the outstanding principal amount actually advanced, all accrued interest thereon, and any other amount payable with respect thereto in accordance with the terms of this Bond. The Principal Amount shall be payable on the dates and in the serial principal

if any, and interest on the Bond to the Authority's Depository, or in the event the Authority is no longer the owner of the Bond, to the Owner of the Bond, in accordance with the requirements of the Bond.

- 12. Arbitrage and Tax Covenants. The City hereby covenants that, to the extent permitted by law, it shall take all actions within its control necessary to maintain the exclusion of the interest on the Bond from adjusted gross income for general federal income tax purposes under the Internal Revenue Code of 1986, as amended (the "Code"), including but not limited to, actions relating to the rebate of arbitrage earnings, if applicable, and the expenditure and investment of Bond proceeds and moneys deemed to be Bond proceeds.

- 13. Approval of Documents. The proposed form of Purchase Contract between the City and the Authority (the "Purchase Contract"), the proposed form of Issuer's Certificate to be executed by the City and the proposed form of Supplemental Agreement among the City, the Authority and the DEQ (the "Supplemental Agreement") on file with the City Clerk are hereby approved. The Authorized Officers are hereby jointly or severally authorized to execute and deliver the Purchase Contract, the Issuer's Certificate, and the Supplemental Agreement upon completion, in the forms approved hereby with such revisions as they may determine to be necessary or desirable, permitted by law, and not materially adverse to the City.

- 14. General Authority for Authorized Officers. The Authorized Officers are hereby jointly or severally authorized to take any actions necessary to comply with requirements of the Authority and DEQ in connection with sale of the Bond to the Authority. The Authorized Officers are hereby jointly or severally authorized to execute and deliver such other certificates, documents, instruments, and other papers as may be required by the Authority or DEQ or as may be otherwise necessary or convenient to effect the delivery of the Bond.

- 15. Conflicting Resolutions. All resolutions and parts of resolutions insofar as they conflict with the provisions of this Resolution are rescinded.

By Councilmember Meyer

Carried unanimously

EXHIBIT A
UNITED STATES OF AMERICA
STATE OF MICHIGAN
COUNTIES OF INGHAM AND EATON

CITY OF LANSING
COMBINED SEWER OVERFLOW LIMITED TAX
GENERAL OBLIGATION BOND
(Phase 111, Segment 1), Series I

installment amounts set forth in Schedule A attached hereto and made a part hereof. Interest on the Bond shall accrue only on installments of the Principal Amount which have been purchased by the Authority, and shall accrue from the date each said installment is delivered to the City until repaid by the City at the rate of two and one-half percent (2.50%) per annum, payable on October 1, 1999, and semiannually thereafter. In the event less than the Principal Amount of the Bond is purchased by the Authority, any portion of the Principal Amount is prepaid as provided below, or any serial principal payment becomes due before the City has received proceeds from corresponding purchased principal installments of at least a like amount, then the Authority may prepare a new serial principal installment repayment schedule which shall be presented to the City Council for approval.

Notwithstanding any other provision of this Bond, so long as the Authority is the owner of this Bond, (a) this Bond is payable as to principal, premium, if any, and interest at the corporate trust office of NBD Bank, N.A., or at such other place as shall be designated in writing to the City by the Authority (the "Authority's Depository"); (b)

the City agrees that it will deposit with the Authority's Depository payments of the principal of, premium, if any, and interest on this Bond in immediately available funds at least five business days prior to the date on which any such payment is due whether by maturity, redemption or otherwise; and (c) written notice of any redemption of this Bond shall be given by the City and received by the Authority's Depository at least 40 days prior to the date on which such redemption is to be made.

In the event of a default in the payment of principal or interest hereon when due, whether at maturity, by redemption or otherwise, the amount of such default shall bear interest (the "additional interest") at a rate equal to the rate of interest which is two percent above the Authority's cost of providing funds (as determined by the Authority) to make payment on the bonds of the Authority issued to provide funds to purchase this Bond but in no event in excess of the maximum rate of interest permitted by law. The additional interest shall continue to accrue until the Authority has been fully reimbursed for all costs incurred by the Authority (as determined by the Authority) as a consequence of the City's default. Such additional interest shall be payable on the interest payment date following demand of the Authority. In the event that (for reasons other than the default in the payment of any municipal obligation purchased by the Authority) the investment of amounts in the reserve account established by the Authority for the bonds of the Authority issued to provide funds to purchase this Bond fails to provide sufficient available funds (together with any other funds which may be made available for such purpose) to pay the interest on outstanding bonds of the Authority issued to fund such account, the City shall and hereby agrees to pay on demand only the City's pro rata share (as determined by the Authority) of such deficiency as additional interest on this Bond.

It is hereby certified and recited that all acts, conditions and things required by law to be done, precedent to and in the issuance of this Bond exist and have been done and performed in regular and due form and time as required by law, and that the total indebtedness of the City, including this Bond, does not exceed any constitutional, statutory or charter debt limitation.

IN WITNESS WHEREOF, the City, by its City Council, has caused this Bond to be signed in the name of the City by the manual signatures of its Mayor and Clerk and its corporate seal or a facsimile thereof to be impressed hereon, all as of, 1998.

C

CITY OF LANSING

Counties of Ingham and Eaton
State of Michigan

By: _____
David C. Hollister
Its Mayor

SCHEDULE A

The following payment schedule indicates repayment by the City of Principal Amount due on this Bond. Repayment of the Principal Amount shall be made according to this schedule until the full Principal Amount disbursed to the City is repaid; provided, however, that the City shall have no obligation to repay any serial principal installment for which the City did not receive a disbursement of Principal Amount by the date such serial principal installment is due. In such an event or in the event of prepayment of the Bond, the Authority may prepare a new payment schedule satisfactory to the City.

Principal Installment	Amount of Serial Principal
Due on October 1 Installment	
2000	,000
2001	,000
2002	,000
2003	,000
2004	,000
2005	,000
2006	,000
2007	,000
2008	,000

This Bond is a single, fully-registered, non-convertible bond in the principal sum indicated above issued for the purpose of constructing Improvements pursuant to the State of Michigan Water Resources Commission Wastewater Treatment Facilities National Pollutant Discharge Elimination System Permit No. MI 0023400 as now in force or as hereafter revised. This Bond is issued under the provisions of Act 320, Public Acts of Michigan, 1927, as amended, repealed and recodified by Part 43 of Act 451, Public Acts of Michigan, 1998 ("Act 451") and a resolution duly adopted by the City Council. This Bond is a limited tax general obligation of the City, payable as a first budget obligation from the general fund of the City and from taxes imposed on all taxable property in the City, subject to applicable constitutional, statutory and charter tax rate limitations.

Principal installments of this Bond are subject to prepayment by the City prior to maturity only with the prior written consent of the Authority and on such terms as may be required by the Authority.

This Bond shall be registered as to principal and interest on the books of the City kept by the Finance Director and may be transferred only upon surrender of this Bond by the registered owner of record in person, or by registered owner's attorney duly authorized in writing, to the Finance Director together with a written instrument of transfer satisfactory to the Finance Director or duly executed by the registered owner or the registered owner's attorney duly authorized in writing, and thereupon a new registered bond in the same aggregate principal amount and of the same maturity shall be issued to the transferee in exchange therefor.

2009	,000
2010	,000
2011	,000
2012	,000
2013	,000
2014	,000
2015	,000
2017	,000
2017	,000
2018	,000
2019	,000
	<u>\$,000</u>

EXHIBIT A

RESOLUTION #069

BY COMMITTEE ONWAYS AND MEANS

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City of Lansing fund for community cablecasting activities covering calendar year 1998-1999 amounts to \$7,543.00; and

WHEREAS, the Telecommunication and Cable Advisory Board has evaluated 12 grant applications from community programmers and recommended that 11 applicants receive funding totaling \$7,483.00, with a reserve of \$60.00; and

WHEREAS, the Committee on Ways and Means has reviewed the Board's recommendations, and concurs with the list of recommended grants; and

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby approves the grant allocations to producers of community programs according to the attached list, as recommended by the Telecommunications and Cable Advisory Board; and

BE IT FURTHER RESOLVED the Council Staff is authorized to make a bulk purchase of videotape, and allocate tape to applicants in amounts specified on the summary; and

BE IT FINALLY RESOLVED the Council Staff is authorized to process expenditures of up to \$7,483.00 from the community cablecasting fund for producers of community programs as specified on the summary, as recommended by the Telecommunications and Cable Advisory Board and the Committee on Ways and Means

By Councilmember Deal

FEBRUARY 22, 1999

COUNCIL PROCEEDINGS

WHEREAS, Bob Clegg formally began his illustrious career with the City of Lansing on January 6, 1978, as Project Engineer with the Public Service Department; and

WHEREAS, Bob Clegg very competently ran the Operations and Maintenance Division as its Superintendent from July 1980 through June 1989; and

WHEREAS, Bob Clegg, as City Engineer from June 1989 through February 26, 1999, confidently and effectively addressed the needs of the City as City Engineer by planning, directing, and implementing the necessary tasks involved with such major undertakings as the CS Control Project and street, sidewalk, and bridge repairs;

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby honors Bob Clegg who as the City Engineer devoted his tenure to constructing a positive difference to the City of Lansing; and

BE IT FURTHER RESOLVED that the Lansing City Council wishes Bob Clegg, his wife Enola, and children Adam and Lesley, well in their future endeavors; and

BE IT FINALLY RESOLVED the Lansing City Council hereby declares Friday, February 26, 1999 as Bob Clegg Day.

By Councilmember Beal

Carried unanimously

RESOLUTION #073
BY COUNCILMEMBER HAROLD LEEMAN
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Frandor Shopping Center on the eastern edge of the City of Lansing is now enjoying its 45th year of serving the residents of the Greater Lansing community; and

WHEREAS, during much of that time on-site bus service has been instrumental to get senior citizens, persons with disabilities, students, and other patrons to and from Frandor Shopping Center; and

WHEREAS, the Frandor Shopping Center continues to be a convenient destination on CATA's Route Number 1 which runs along Michigan and Grand River Avenue, between downtown Lansing and Central Meridian Township; and

WHEREAS, recent renovations and rearrangement of physical facilities within Frandor Shopping Center have been completed; and

Interested persons are invited to attend this public hearing

By Councilmember Murphy

Carried unanimously

ORDINANCES FOR PASSAGE

There were no Ordinances for Passage

OTHER BUSINESS

Ed Simmer of 2609 Dier issued a challenge to Frandor Properties. He wants them to try using a wheel chair to get to the Kroger in Frandor Shopping Center to buy groceries. Then he wants them to tie one of their legs behind them and put on a blindfold. Maybe then they would understand the obstacles that make things so

Shopping Center appear to have eliminated the traditional and much appreciated on-site bus stops; and

WHEREAS, it appears that there is yet time and space to provide such on-site stops, and that there is public demand for the continuation of on-site bus service;

NOW, THEREFORE BE IT RESOLVED, that the City Council of the City of Lansing hereby urges Frandor Properties, Inc., as owner of Frandor Shopping Center, to make provision for on-site bus service so as to better serve the public; and

BE IT FURTHER RESOLVED, that the City Council directs the Mayor and his appropriate staff members to work with Frandor Properties staff and the CATA staff to bring about the necessary changes in reconfiguration of the parking lot at Frandor Shopping Center to accommodate bus traffic; and

BE IT FINALLY RESOLVED, that this resolution be sent to Frandor Properties, Inc., CATA Board of Directors, East Lansing City Council, and the Meridian Township Board of Supervisors

By Councilmember Leeman

Carried unanimously

ORDINANCES FOR INTRODUCTION

INTRODUCTION OF ORDINANCE
AMENDING CHAPTER 1424
THE ELECTRICAL CODE;
ADOPTION OF 1999 EDITION OF
THE NATIONAL ELECTRICAL CODE

By Councilmember Murphy:

That an Ordinance to amend the Code of Ordinances of the City of Lansing by Amending Chapter 1424, The Electrical Code, for the purpose of Adoption of the 1999 Edition of the National Electrical Code, was introduced by Councilmember Murphy and referred to the Committee on Public Safety.

RESOLUTION #074
RESOLUTION SETTING PUBLIC HEARING
By Councilmember Murphy:

> Public Comment on City Related Matters

Dorothy Cooks of 520 Baker St. said that she took ownership of her home on February 27, 1998. She is tired of being considered suspect because of the area that she lives in. She is tired of being billed for trash fees because loiterers and litterers leave trash in her yard. She has been followed by Police just because she pulled out of her driveway. The City Council and the Administration have neglected the Baker Street neighborhood. She does not get answers to her phone calls. She accused a City Employee of using a crow bar to get into her residence. The Prosecuting Attorney would not prosecute because of a lack of evidence. She is not shown any respect or consideration, nor is her family, just because they live on Baker St.

William Hodge of 519 N. Chestnut showed Councilmembers a rock he brought with him and said that the rock signifies the end of his "stone throwing" at City Council Meetings. This type of behavior is engaged in too often at these meetings. From now on he will be praying for Councilmembers and supporting them and offering them love. He said a prayer, asking God to watch over Councilmembers and the Administration and guide them to an accord of what he would have them do. much more difficult for people with special needs. This is really a shame that this has come about. CATA has the world's best bus service.

Rev. Mrs. J. West stated that she has been institutionalized in a general hospital once

bin.

Eugene Buckley of N. Hayford St. said that he can be contacted online at MrPebbles.com. He stated that he has been house shopping in the newspaper. He noted that the cost of housing in Lansing is much lower than in surrounding areas.

Rita Bunton, no address given, invited the public to attend the Community meeting that will be by the March for Justice on Thursday, February 25, 1999, at 7:00 P.M. at 3403 Franette St. at Paradise Baptist Church, to address the shooting death of Aldric McKinstry, Jr. They hope to have Mayor Hollister, Police Chief Johnson, Councilmember Murphy and Human Relations and Community Services Director Genice Rhodes Reed in attendance, as well as Council President Benavides and Chair of the Board of Police Commissioners Pat Canady. The Church is located just off of Waverly Rd. before you get to Grand River.

Christine Timmon of 335 E. St. Joseph thanked Councilmembers for approving the cablecasting grant allocations. She stated that her show would be on television, whether they approved these grants or not. She used derogatory language to describe Councilmembers Meyer and Adada, and was cautioned by President Benavides to restrict her comments to City Related Matters and refrain from name calling.

Helen Fiser of 12100 S. Cork Rd., in Morrice, MI said that she wants to see Council have access to the Public Relations funds that the Administration uses. Council should be using these funds to get their own message out to the public. She said that 165 billion gallons of incorrect information on raw sewage gets dumped into the City through the Grand River. Finally someone has admitted that the waste water treatment plant does not want the stormwater generated during rain events, because of the toxins it contains and the work they would have to do to treat it. Untreated stormwater would destroy the organisms that are necessary to treat sewage.

Dick Fiser of 12100 S. Cork Rd. in Morrice, MI said that Council has not gotten the written answers that they asked for from Michael Navabi, Director of the Public Service Department. They will not get the information they requested until Thursday at the next Committee of the Whole Meeting.

Lloyd Teets of 116 E. Elm St. said that he has heard enough about the great job that the City of Lansing did in securing a 30 year time frame for separation of its sewers. The reason Lansing got such a long period of time when other cities did not, is not due to any great job that was done. It is due to the fact that Lansing has more CSO outflows than any other City with NPDES permits. In fact Lansing has as many outflows as all other cities with NPDES permits put together. That is why Lansing was given 30 years, because we have 29 outflows on the Grand River and 12 on the Red Cedar River. This attempt to twist the truth amounts to nothing more than spin doctoring.

Charlene Decker of 2711 Pleasant Grove Rd. said that she attended a public hearing held by the State Legislature on the Education Bill. The meeting lasted from 3:00 to 7:30 p.m. and was a compelling hearing having to do with the hostile takeover of the Detroit School System by Governor Engler. The people of Detroit proved that Governor Engler's statistics were flawed. This bill messes with the people's right to vote and should go back to the dump heap that it came off of. The solution to fixing the public school systems is to given them the resources that they need to fix their problems.

COMMITTEE REPORTS

RESOLUTION #075 REPORT OF COMMITTEE

THE PUBLIC SERVICES COMMITTEE, to whom was referred the complaint by Mr. Eugene Buckley regarding unauthorized signage at the intersection of Capitol Avenue and Lapeer Street, analyzed the complaint and reviewed the documents listed below:

➤ 1. March 12, 1993. Site visit, unauthorized signs identified, preliminary

➤ 2. March 15, 1993. Draft Temporary Traffic Control Order (ITCO) prepared

➤ 3. March 23, 1993. Draft TTCO filed with the City Clerk, signs officially based

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- 5. May 10, 1993. Letter to Mayor from David Berridge, Transportation Engineer

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- 4. April 15, 1993. Report from Secretary of the Traffic Board, including diagram,

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- 6. May 24, 1993. Resolution of City Council to approving TC# 93-007.

- 7. May 27, 1993. Traffic Control Order #93-007 forwarded by the Transportation

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➤ 2. June 1, 1993. Filing of TCO 93-007 by the City Clerk.

REPORTS AS FOLLOWS: The Committee determined that the City's actions were appropriate and properly corrective upon City notification of originally established unauthorized signage.

Signed: Ellen Seal, Chairperson
Sandy Allen
Tony Benavides

BY COUNCILMEMBER SEAL

That the Report of the Committee be received.

CARRIED UNANIMOUSLY

RESOLUTION #076 REPORT OF COMMITTEE

THE PUBLIC SERVICES COMMITTEE, to whom was referred the proposal by the Public Services Department Operations and Maintenance Division-Waste Reduction Services Program to improve its Recycling Transfer Station by adding a baler, conveyor and storage bins, and loading docks; its education outreach program by building an Eco House and Demonstration Center and providing increased public education programs; and a Recycling Drop-off Center to recover materials that are not picked up such as cardboard and phone books;

REPORTS AS FOLLOWS: The Committee determined that the proposal by the Public Services Department Operations and Maintenance Division-Waste Reduction Service Program is appropriate. In addition, the Committee approved sending the proposal to the Ways and Means Committee for further financial review.

Signed: Ellen Seal, Chairperson
Sandy Allen
Tony Benavides

BY COUNCILMEMBER SEAL

That the Report of the Committee be received.

CARRIED UNANIMOUSLY

CITY OFFICERS' & BOARD REPORTS

1. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

2. Affidavit of Disclosure filed by Kevin W. Peabody, Mechanical Inspector with the Building Safety Division of the Planning and Neighborhood Development Department

REFERRED TO THE BOARD OF ETHICS

j. Suspension item from Councilmember Meyer; a Resolution for 1999 Golf Fees

3. Traffic Board Annual Report for 1998

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

4. Letters from the Mayor re:

a. Transfer of Funds; Stadium Fund

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

b. Recommended Spring 1999 Neighborhood Enterprise Zone Designations

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

c. Community Energy Efficiency Grant Transfer Request and F&B

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

d. Administrative Transfers

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

e. Estimated and Actual Revenues and Expenditures to December 31, 1998

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

f. Request for Appropriation of Community Promotions Funds from Chief Okemos Council of Boy Scouts of America

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

g. Letter of Appreciation from Joel J. Hoffman of Specialized Safety Services Inc. to Steve Chalker, Recycling Coordinator

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

h. Letter of Appreciation from Laurie Langstaff to Four Seasons Landscaping Services regarding Snow Removal in the 300 Block of S. Washington Square

RECEIVED AND PLACED ON FILE

I. Suspension item from Councilmember Meyer; a Transfer of Funds for a Housing Market Study

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

FEBRUARY 22, 1999

COUNCIL PROCEEDINGS

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. Notice from the Ingham County Drain Commissioner of Special Assessment District Apportionments for the Bolter, Willoughby Rd. Branch Drain to be held on February 23, 1999, at 707 Buhl Ave. in Mason

REFERRED TO THE PUBLIC SERVICE DEPARTMENT

2. Letter from the Tri-County Office on Aging submitting their Funding Request

REFERRED TO THE MAYOR

3. Letter in support of an Extreme Sports Park from Daniel Shrake of 210 Spencer in Ferndale

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

4. Letter from Ingham County Commissioner Cahin Lynch requesting the paving of Valencia St.

REFERRED TO THE PUBLIC SERVICE DEPARTMENT

5. Letter from SPDD Construction Company appealing a Nuisance Fee for Tall Grass/Weeds at 6 Locations on S. Clemens Ave

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

6. Letter from the State of Michigan Department of Treasury State Tax Commission regarding Owner Occupied Requirements for Neighborhood Enterprise Zone applications filed by Habitat for Humanity

Mr. Wiener thanked Councilmembers for their comments about the Bea Christy Awards Dinner. He sent his congratulations to Willie Dawson. He announced that the Lansing Police Department will accept applications for their Police Cadet Program from young people between the ages of 18-21, who have their Diploma or GED by June 1999. With regard to the CATA Bus access to Frandor Shopping Center, the Administration agrees with the Resolution that Council adopted tonight, and they will be meeting with the Owners of Frandor on Property to make sure that the bus service is continued. He announced a forum to discuss continuing health care in Lansing, to be held at the Lansing Center on Friday, February 26, 1999. This is a good way to look at health care needs in the City. Network Centers are reaching out to the Community to continue this process.

ADJOURNED 9:50 PM
MARILYN SLADE, CITY CLERK

REFERRED TO THE ECONOMIC DEVELOPMENT CORPORATION

COUNCILMEMBERS COMMENTS

Councilmember Murphy congratulated Willie Dawson, President of the North West Neighborhood Alliance, on being selected as the Bea Christy Award Winner. He commended her and her work on the North West Side of Lansing. She has been President of their Neighborhood Organization for 14 1/2 years and deserves this recognition. He confirmed the regularly scheduled meeting of the Public Safety Committee on Wednesday morning at 8:00 A.M.

Councilmember Allen confirmed the regularly scheduled meeting of the General Services Committee, Tomorrow, Tuesday, February 23, 1999, at 10:00 A.M.

Councilmember Leeman thanked the Lansing Neighborhood Council, the Judges of the Bea Christy Award Dinner, and all of the nominees, as well as the Willie Dawson, Winner of the award. It takes a lot of work to pull this event off. He hopes that everyone is agreed that the event should continue to be held at the Lansing Center.

Councilmember Bauer spoke regarding the meeting tonight with the Lansing School Board. She thanked the School Board Members for attending. They addressed issues of mutual concern. They will follow up on these issues to monitor their progress. They realize that the fate of the Schools and the fate of the City are our joint responsibility, and that we are linked together in our efforts to improve both the City and its Schools. She announced a "Stop the Violence" forum next Thursday, March 4, 1999, from 6:30 to 8:30 P.M. at Eastern High School. Sponsored by Elle's Place, the United Way and East Bay, the forum will feature a moderator from Los Angeles who will talk about how the Community and Parents can address issues of violence with children. The Bea Christy Award Dinner was a phenomenal event. All Councilmembers were there. This event gets better every year. Every single nominee deserved to win the award.

Councilmember Adado congratulated the MSU Spartans Mens Basketball Team and the MSU Hockey Team and wished them the best of luck in upcoming games.

MAYOR'S EXECUTIVE ASSISTANT'S
RESPONSE TO COMMENTS



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF MARCH 1, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: None

The Invocation and Pledge of Allegiance were led by Pastor Mel Stevenson

APPROVAL OF MINUTES

There were no minutes for approval

CONSIDERATION OF LATE ITEMS

By Councilmember Allen

To accept the following under suspension of the rules:

1. From Councilmember Allen; a letter from Kendall Perry of 5320 Balzer St. objecting to the renewal of a Liquor License for the IBPOE #534, Elks Club
2. From Councilmember Murphy; a letter from the Moores Park Neighborhood Organization supporting Z-2-99, the rezoning petition for the NE Corner of W. Mt. Hope and Todd Ave.
3. From Councilmember Murphy; a letter from the Lansing Area Safety Council supporting Z-2-99; Rezoning at the NE Corner of W. Mt. Hope and Todd Ave.
4. From Councilmember Murphy; a request to Add a Special Ceremony to allow Chief of Police Johnson to give a Report of his Findings in the shooting death of Aldric McKinstry, Jr.
5. From Councilmember Meyer; a Resolution Appointing Michael Trierweiler to the Board of Review for a Term To Expire June 30, 2003
6. From Councilmember Leeman; a request to Add a Special Ceremony for the

Mayor Hollister said that this dedicated group of individuals met at 7:00 A.M., and included two local high school students that showed up for every session and acted as spokesmen for the group. He congratulated them on the success of their mission.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

B. Robert Johnson, Chief of Police of the Lansing Police Department, reported on his findings relative to the shooting death of Aldric McKinstry, Jr. The results of the LPD Internal Affairs Division investigation were released last Friday. Prior to that, the Ingham County Prosecutor released a report on the results of His investigation. Both the IAD, and the Ingham County Prosecutor determined that there were no violations of law, or of Police Department procedures. The IAD investigation looked at two issues; a) did the Police Officers have legal standing to enter the basement, and b) was the use of deadly force legal and proper under the law. The LPD investigation determined that they did have legal entry, and that the use of force was legal. He, as the Chief of Police, had to look at the conduct of the Police Officers involved in order to determine whether entry into the basement was proper;

Presentation of a Resolution of Tribute to the Family of Thelma Osteen, Honoring Her Contributions to the North Town Neighborhood Association and the City of Lansing

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Councilmember Allen reported on the success of a fund raiser held at the River Walk Theatre last weekend. They raised over \$7,000 to help Bruce Gnegy fund his liver transplant surgery. This is another example of the compassion of Lansing Residents

➤ Special Ceremonies

A. Mayor Hollister, introduced Charles Steinberg from the City of Lansing Human Relations and Community Services Department, and Pat Clark from a State Wide Team on Minority Over Representation in the Juvenile Criminal Justice System. They have prepared a written report detailing a proposed Minority Over-Representation Intervention Project. Their coalition was established in 1994 as a partnership between Ingham County and the City of Lansing. Their Plan is to reduce minority over representation in the juvenile criminal justice system. They analyzed data and considered program designs and developed the three year plan that they are submitting to Council tonight. They asked that Council read and endorse their plan. There are many perceived reasons for the disproportionate number of minorities in the justice system. We need to continue to study and work within the systems that come into contact with youth, and work together to utilize service programs to touch the lives of youths and their families, to teach them how to conduct themselves in a manner that is acceptable to society and to the community. They have \$30,000 available for the funding of training programs in order to pay for professionals to work with the kids on minority sensitive issues. They plan programs that will deliver law related education to kids and their families. They gathered leadership from every key sector in the Lansing area. They came together and addressed this problem. They were warned by other communities who have been unsuccessful in similar attempts, but this community pulled off something that other communities could not do.

whether the use of the canine was proper; and, whether the use of force was proper and in accordance with Police Department policies and procedures governing entry into a location, use of a canine unit and the use of deadly force. In the Entry situation they looked at the facts. The attitude and approach of Officers who confronted McKinstry and talked to him through the basement door was not hostile. They talked to him in general terms telling him to "come out of the basement." He responded "okay, give me a minute." "No" they said, "come out now." There was no hostility in tone of voice or in any other mannerism. This young person did not give any indication that he would resist in any way. The Lead Officer was trained in hostile situations. Also, Officer Ramsey has been on the force for 14 years. He has been a canine handler for 10 years. He has extensive experience in apprehending people with the use of canine units. Taking all of the information that they had available to them at the time, they acted appropriately. They walked down 5 steps into the basement area and the dog was released. The dog was only 10' away from the Officers when McKinstry got up and began firing. The Officers did not know that the dog had been shot, because he made a semi circle around the basement and came back to them at the starting position. The LPD investigation found that the

● Officers acted appropriately and in accordance with the law in the use of deadly force. There is no one to blame for this incident, least of all the Police Officers involved. McKinstry had free will and he exercised his free will in a choice that had fatal consequences for him. The Officers actions were proper and in accordance with the Law. He does not apologize for them, there is no apology called for.

Councilmember Beal said that she read in the newspaper that there were bench warrants issued for this young man. The Police were responding to a felonious assault call, what was that about? Chief Johnson answered that it was a call about two young men involved in a fight in an apartment. One young man was seen chasing another young man with a gun. Councilmember Beal asked if it was McKinstry that was involved in that altercation. Chief Johnson replied that it more than probably was.

Councilmember Allen asked if the Chief Investigator was involved in this investigation? Chief Johnson answered, no, the investigation was conducted by the IPDIAD Unit.

Councilmember Murphy thanked Chief Johnson for making this presentation. He stated his trust in the integrity of the Chief's report, yet he still has questions. The Public Safety Committee will be meeting this Wednesday at 8:00 A.M., and Chief Johnson has agreed to attend and to answer any questions that they have at that time. Also in attendance will be the Chair of the Board of Police Commissioners, the Chair of the Human Relations Board, and possibly, the Ingham County Prosecutor.

Beverly Steen said that she is Thelma's Daughter. This tribute is very important to their family. Their Mother, Thelma, has been called an ambassador for the North End. In the last year of Her life, Thelma was very ill and most people did not even know it. She asked that the resolution honoring her Mother by renaming the North Lansing Comfort Station to the Thelma Joyce Steen Comfort Station, contain a clause stating that the building can never be sold.

Christine Timmon of 335 E. St. Joseph said that she appreciates seeing an honor being given to a grass root effort.

Councilmembers Benavides, Leeman and Allen, along with Mayor Hollister, presented a resolution authorizing the renaming of the North Lansing Comfort Station in honor of Thelma Joyce Steen to the Steen Family.

Beverly Steen thanked Councilmembers for the tribute on behalf of her family. They could not all be here tonight, but they all appreciate this tribute.

PUBLICS AND MAYOR'S COMMENT ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

1. In consideration of Amending Chapter 660, by Adding a New Section, 660.06 to the Code of Ordinances for the Purpose of Prohibiting Trespassing on or in Lansing City Hall or the Lansing Police Building and Maintaining Security in Said Premises

City Attorney Smientka distributed copies of Draft #3 of the Ordinance Amending Chapter 660.06, which contains changes including more specific language than the draft of the Ordinance that was introduced. The purpose of this ordinance is to institute security measures within City Hall and the Police Department, including District Court. This ordinance just provides that everyone entering these buildings must pass through a metal detector, or else have authorization to enter City Hall.

Councilmember Murphy asked City Attorney Smientka for more background as to why they feel this ordinance amendment is necessary.

Mr. Smientka said that many incidents have occurred in which District Court Judges have felt that they need more security. Several weapons have been found in the City Hall building. There are now 5 District Courts in City Hall. District Court Judges conduct the preliminary examinations, in the City Hall building, for all felonies. This sometimes breeds disputes among family members. There have been instances of

Chief Johnson said that questions that relate to different alternatives or options that may have, could have, should have, been used in this circumstance, presuppose that the Officers could have known that McKinstry would take shots at them. When they entered the basement there was no indication that this boy would be shooting at them. They are faced with how they react to instances in this community and that is stressed with them. We do not want citizens confronted with a SWAT Team mentality every time there is any type of threat. They treat every situation as individual and do not stereotype them. They have to be mindful of each situation and of not responding inappropriately.

C. Councilmember Leeman invited members of the audience who wished to make comments in keeping with the memorial to Thelma Steen to address Councilmembers at this time.

Tom Powers, President of the North Lansing Community Association, thanked Councilmembers for renaming the North Lansing Comfort Station in Memory of Thelma. This is a very appropriate tribute, as Thelma led the fight to save that building from demolition and restore and maintain it as the meeting place for the NLCA. Thelma put in many, many hours of community service at the Comfort Station and it is fitting that it should be named in her honor.

Ed Simmer of 2609 Dier said that Thelma Steen did a lot for the North End of Lansing and is probably running a Community Center in Heaven right now.

disturbances and family members becoming involved in physical controversies in City Hall. Weapons have been found planted in City Hall for retrieval by persons appearing in court. Additionally, prisoners must be transported on the City Hall elevators at the same time as members of the public.

Councilmember Allen asked how they will handle large groups who are visiting City Hall. Mr. Smientka said that the ordinance requires that visitors pass through a metal detector or have prior authorization to enter the buildings. There are ways to work things out for a group that will be entering the building. The idea here is to give the authority to institute safety procedures.

Brian Smith of 1000 Woodbine said that he hopes Council will take their time on this and take the concerns of the public into account. He understands the need for security, but he does not think that the public should have to go through security measures to enter City Hall to pay their taxes on the first floor.

Sandra Nile of 418 1/2 W. Ionia said that she deals with the kind of situations that City Attorney Smientka described. They need some measure to keep weapons out of this building. They need to take steps to prevent some type of violent confrontation from taking place in this building. People do not use words to settle disputes these days they are using weapons. She would like to have this ordinance implemented as soon as possible. She has been to the Grady Porter Building recently and has never had a problem entering through the metal detector.

Lisa Estlund Olson of 1129 Shelter Lane, Director of the Department of Management Services, said that she has been trying to get this ordinance in place for many years. They need to be able to make everyone in this building safe, not just the District Court employees. This building is one of the last government buildings to implement security measures. Our employees have a right to know that they are entering a safe building when they come to work. It has taken three years to get this measure to this point. People have the right to enter the building, but they do not have the right to enter the building with a weapon on their person. A broad based committee has looked at this ordinance and considered every issue.

Judge Patrick Cherry, from 54-A District Court, stated his support for implementation of a security system in City Hall. It would be wonderful if we did not have to have such a thing, but look around at other buildings in downtown Lansing. Overall, all City Employees deserve a safe workplace. He urged Councilmembers to give this matter their prompt attention.

John Rehagen, Court Administrator for 54-A District Court, said that he served on the security committee that recommended this ordinance amendment. There have been many incidents occurring in City Hall, three in the last 6 months; one person brought in a rifle while paying a traffic ticket and two others were found with very long knives in their possession. He believes strongly in the need for these security measures. City Hall is one of the last government buildings that have not implemented some type of security measure. He urged Councilmembers to give this issue serious consideration in the course of their deliberations.

Beverly Miller of 413 Pearl St. said that the draft of the ordinance that was distributed tonight reads entirely differently from the draft that was introduced. The first draft did not make it clear that they were talking about implementing a metal detector system. She has no objection to going through a metal detector to enter the building, as long as it does not violate the Open Meetings Act.

Councilmember Deal requested that the Administration report back to Council once rules for the implementation of such a system have been promulgated.

Councilmember Leeman thanked Judge Cherry and the other Employees of District Court that appeared and spoke regarding this issue.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

➤ Public Comment on Legislative Matters:

Ed Simmer of 2609 Dier said that the City needs to make sure that the people who go through the metal detector do not have heart monitors. Metal detectors can screw them up.

Almus Thorpe of 423 N. Sycamore spoke in support of the sale of 1000 W. Lenawee to the Greater Lansing Housing Coalition. He thanked Council for making it possible for them to revitalize the City of Lansing one house at a time. They provide affordable housing to hard working families, and they are proud to do so. They work in partnership with City Council, MSHDA, the Lansing Neighborhood Council, LISC, the 7 Block Area Development Council and the Planning and Neighborhood Development Department's Development Division. They get their houses at the acquisition cost from the City and spend \$12,000 per house on construction, \$3000 per house in soft costs, \$3500 for technical assistance developers fees and a \$1,000 operating grant fee per house. They have rehabilitated 3 houses and built 4 new ones in the 7 Block Development area. Two of the new houses have 1,200 square feet, three bedrooms and 1 1/2 baths and sell for \$72,000.00. He is here tonight to thank Councilmembers, City Administration and the Development Division for their support of this program.

Harold King of 1063 N. High St. said that there were not very many people in Lansing who did not know Thelma Osteen. The tribute she received from Council tonight was very fitting. He said that North Town is bending over backward to improve this. WHEREAS, the General Services Committee heard the claim and voted to deny Mr. Black's claim in the amount of \$243 and grant Mr. Black \$579 for loss of his fanny pack and its contents;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies Mr. Black's claim in the amount of \$243 and grant Mr. Black \$579 for loss of his fanny pack and its contents: Vincent Black and

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim,

By Councilmember Allen

To correct the resolution by striking the last occurrence of the name "Vincent Black" at the end of the first resolved clause, and to place an affirmative roll on the resolution as corrected

ADOPTED BY THE FOLLOWING VOTE:

City and their Neighborhood, and yet they were not informed about the neighborhood enterprise zone project in their area. They need full communication between this body and neighborhood groups.

LEGISLATIVE MATTERS RESOLUTIONS

RESOLUTION #077 BY THE COMMITTEE ON GENERAL SERVICES RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Thelma Joyce Osteen donated countless hours of community service to North Lansing, including many years as President of the North Lansing Community Association which has used the Comfort Station as its headquarters since 1979; and

WHEREAS, the Memorial Review Board at its January 13, 1999, meeting voted to recommend to the Council that the North Lansing Comfort Station should be renamed the Thelma Joyce Osteen Comfort Station; and

WHEREAS, the General Services Committee reviewed and concurred with the recommendation at its meeting on February 23, 1999;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby renames the North Lansing Comfort Station to honor the many hours of community service Thelma Joyce Osteen provided to North Lansing and the North Lansing Community Association; and

BE IT FURTHER RESOLVED that the North Lansing Comfort Station shall now be known as the Thelma Joyce Osteen Comfort Station.

By Councilmember Allen

Carried unanimously

RESOLUTION #078 BY THE COMMITTEE ON GENERAL SERVICES RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Vincent Black, 3011 Reo Road, appealed the decision of the Claims Review Committee to the General Services Committee on Tuesday, February 23, 1999; and

WHEREAS, Vincent Black sought to recover the cost of the fanny pack and its contents; and

YEAS: 7

NAYS: 1 (Councilmember Murphy, absent and unexcused for this vote)

RESOLUTION #079 BY THE COMMITTEE ON GENERAL SERVICES RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Tim Stokes, 500 Palisade Drive, appealed a trash violation to the General Services Committee on Tuesday, February 23, 1999; and

WHEREAS, Tim Stokes sought to eliminate the special assessment on his July 1998 property tax bill from the actual cost of the contractor; and

WHEREAS, the General Services Committee heard the claim and voted to deny the claim in the amount of \$2,567.10 and grant a \$1,383.55 reduction to Mr. Stokes's special assessment Tim Stokes;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies the claim in the amount of \$2,567.10 and grant a \$1,383.55 reduction to Mr. Stokes special assessment Tim Stokes involving 1712 Ree Road.

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process his claim.

By Councilmember Allen

To correct the Resolution by removing the occurrences of "Tim Stokes" at the end of the final whereas clause and at the end of the first resolved clause, and to place an affirmative roll on the resolution as corrected

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 6

NAYS: 2 (Councilmember Murphy absent and unexcused for this vote, and Councilmember Leeman dissenting)

RESOLUTION #080
BY COUNCILMEMBERS ANDY ALLEN
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Ordinance #888 adopted July 11, 1994, allows for the disposition of bicycles which are deemed surplus by the Lansing Police Department; and

WHEREAS, by subsequent resolution the City Council defined the procedure for disposing of these bicycles to non-profit agencies within the City; and

WHEREAS, the City Council has received requests from additional non-profit WHEREAS, the property has been acquired for the purpose of rehabilitating the structure as a single family unit for sale to an income eligible household as part of the revitalization plan for the Seven Block Neighborhood; and

WHEREAS, it has been proposed and supported by the Administration that the property be sold for a nominal sum of \$1.00 plus all closing costs to Ferris Development, a nonprofit housing development corporation, provided that Ferris enter into an agreement with the City to undertake the rehabilitation and sale of the property under the City's Rehabilitation/Purchase Program;

NOW THEREFORE BE IT RESOLVED, that the City of Lansing does hereby authorize the sale of the property described as:

The North 44 feet of Lot 20, Block 8, Bush, Butler & Sparrow's Addition, City of Lansing, Ingham County, Michigan, according to the recorded plat thereof as recorded in Liber 21 of Deeds, Page 392, Ingham County records,

to Ferris Development, for the sum of one dollar (\$1.00) plus all closing costs.

BE IT FURTHER RESOLVED, that the sale of the property be subject to the execution of an agreement between the City and Ferris Development stipulating that the property shall be rehabilitated as a single family unit under the City's Rehabilitation/Purchase Program, and sold to an income eligible household that will reside in the home as owner/occupant.

BE IT FINALLY RESOLVED, that the Mayor, on behalf of the City, is hereby authorized to sign and execute all necessary documents to effectuate the sale and transfer of the property, subject to prior approval as to form by the City Attorney.

By Councilmember Adade

Carried unanimously

RESOLUTION #0 82

agencies, and has also received lists from the Quartermaster Unit identifying surplus bicycles.

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby approves the distribution of bicycles deemed surplus by the Quartermaster Unit of the Lansing Police Department in the communication dated February 25, 1999, to Community Schools Program--Impression 5 Museum; and

BE IT FURTHER RESOLVED any bicycles from this list that are not picked up by the eligible non-profit agencies by March 9, 1999, may be disposed of by the Quartermaster in a manner consistent with State law and the City of Lansing Purchasing Ordinance.

By Councilmember Allen

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

NAYS: 1 (Councilmember Murphy absent and unexcused for this vote)

RESOLUTION #0 81
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
SALE OF PROPERTY LOCATED AT
522 S. BUTLER STREET
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, pursuant to the Seven Block Area Development Plan, as amended, the City has acquired the property located at 522 S. Butler Street; and

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
SALE OF PROPERTY LOCATED AT
1000 W. LENA WEE STREET
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, pursuant to the Seven Block Area Development Plan, as amended, the City has acquired the property located at 1000 S. Lenawee Street and

WHEREAS, the property has been acquired for the purpose of rehabilitating the structure as a single family unit for sale to an income eligible household as part of the revitalization plan for the Seven Block Neighborhood; and

WHEREAS, it has been proposed and supported by the Administration that the property be sold for a nominal sum of \$1.00 plus all closing costs to the Greater Lansing Housing Coalition, a nonprofit housing development corporation, provided the GLHC enter into an agreement with the City to undertake the rehabilitation and sale of the property under the City's Rehabilitation/Purchase Program;

NOW THEREFORE BE IT RESOLVED, that the City of Lansing does hereby authorize the sale of the property described as:

The East 1/2 of Lot 16, Block 9, Bush, Butler & Sparrow's Addition, City of Lansing, Ingham County, Michigan,

to the Greater Lansing Housing Coalition, for the sum of one dollar (\$1.00) plus all closing costs.

BE IT FURTHER RESOLVED, that the sale of the property be subject to the execution of an agreement between the City and the Greater Lansing Housing Coalition stipulating that the property shall be rehabilitated as a single family unit under the City's Rehabilitation/Purchase Program, and sold to an income eligible household that will reside in the home as owner/occupant.

BE IT FINALLY RESOLVED, that the Mayor, on behalf of the City, is hereby

authorized to sign and execute all necessary documents to effectuate the sale and transfer of the property, subject to prior approval as to form by the City Attorney.

By Councilmember Adado

Carried unanimously

RESOLUTION #083

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

WHEREAS, the Offer includes an Addendum stipulating that the Purchaser will have ninety (90) days from the date the offer is approved by the City Council to conduct due diligence on the property for the purpose of determining the suitability of the site for the proposed office development, and to remove certain contingencies related to the purchase; and

WHEREAS, the Offer was placed on file with the City Clerk 30 days prior to the January 11, 1999 public hearing held on the proposed sale, all in accordance with the requirements of the Lansing City Charter and the Lansing Code of Ordinances; and

WHEREAS, the Purchaser has agreed to amend the Offer to include the stipulation that a sewer assessment for water and sewer service in the approximate amount of \$35,104 will be paid to Delhi Township by the Purchaser as part of the cost of development; and

WHEREAS, the amendment is in favor of the City and will inure to the City's benefit; and

WHEREAS, the Council's Committee on Development and Planning has reviewed the Offer, Addendum and amendment and agree with the recommendation of the Administration to sell the property pursuant to the terms contained therein;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council does hereby approve the sale of the north 36.70 acres of the real property located on Pinetree Road in Delhi Township, legally described in Attachment A of the Purchase Offer signed by Genesis Development Group and placed on file with the City Clerk January 11, 1999, to the Genesis Development Group for the sum of \$640,000.00, plus all closing costs, and according to all other terms, conditions and contingencies contained in the aforesaid Offer to Purchase and Contract of Sale with Addendums. The contingencies Purchaser must meet, remove or waive no later than May 29, 1999 are as follows:

- 1. Rezoning of property to the C-2 Commercial District (Delhi Township) or rezoning for office warehouse use
- 2. Satisfactory soil conditions
- 3. Acceptable environmental study
- 4. Determination of wetlands and flood plain areas acceptable to Purchaser
- 5. Ability to construct a bridge or roadway across Santa Drain
- 6. Ability to obtain sewer and water to the site
- 7. Ability to obtain financing acceptable to Purchaser

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council authorize the acquisition of an easement on the property located at 415 Baker Street owned by the O'Leary Paint Company, which easement shall be legally described and included in a survey to be carried out by the City, for the purchase price of \$2,900.00 and according to the terms of an Easement Agreement to be signed by Mr. David O'Leary on behalf of the O'Leary Paint Company, and to be signed by National City Bank as Mortgagee.

BE IT FURTHER RESOLVED that, once acquired, the easement be used for the public purpose of constructing, operating and maintaining a deep aquifer remediation system

SALE OF PINETREE ROAD PROPERTY RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Genesis Development Group has executed and delivered a purchase offer entitled Offer to Purchase and Contract of Sale to purchase the 36.70 acre parcel of City owned property located on Pinetree Road in Delhi Township subject to certain conditions; and

BE IT FURTHER RESOLVED, that all proceeds from the sale of the property shall be placed in the Parks and Recreation Acquisition and Development Account to finance construction of the Hope Soccer Complex on Aurelius Road

BE IT FINALLY RESOLVED, that the Mayor, on behalf of the City, is authorized to sign and execute all necessary documents to effectuate the sale, including the Contract For Sale, subject to their prior approval as to form by the City Attorney

By Councilmember Adado

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

NAYS: 1 (Councilmember Allen dissenting)

RESOLUTION #084

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING ACQUISITION OF EASEMENT AT 415 BAKER STREET RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City of Lansing is required as part of the agreement with the State of Michigan to install and maintain a deep aquifer remediation system on the former Diamond Reo property as part of the environmental clean-up of the site; and

WHEREAS, part of the remediation system would be located on the north part of the private property located at 415 Baker Street owned by the O'Leary Paint company; and

WHEREAS, it is necessary to purchase an easement approximately twenty (20) feet in width and four hundred (400) feet in length from the property owner to allow for the public purpose of installing, operating and maintaining the remediation system; and

WHEREAS, the owner of the property, Mr. David O'Leary, has agreed to sell the easement to the City for the sum of \$2,900.00, the value placed on the easement by the City Tax Assessor, and has agreed to sign an easement Agreement conveying the easement to the City; and

WHEREAS, National City Bank has also agreed to consent to the Easement Agreement as Mortgagee of the property, subject to completion of a survey by the City showing the location and establishing the surveyed legal description of the Easement; and

WHEREAS, it is necessary for the City Council to approve the acquisition of the easement;

as part of the clean-up of the Diamond Reo site pursuant to the Agreement with the State of Michigan.

BE IT FURTHER RESOLVED that the City Council waives the City policy of a Public Act 285 Review because of the public purpose for the acquisition, and waives an environmental study because of its history as part of the Diamond Reo property.

BE IT FINALLY RESOLVED the Mayor is authorized to sign and execute all necessary documents to effectuate the aforesaid transaction, subject to their prior approval as to

form by the City Attorney.

By Councilmember Adado

Carried unanimously

RESOLUTION #085
BY THE COMMITTEE ON PLANNING AND DEVELOPMENT
 Act-30-98, 124 W. Michigan Ave.,
 License for conduit through
 City Hall Parking Garage.

WHEREAS, the State of Michigan Legislative Service Bureau requests an easement for the installation of a conduit through City Hall to extend fiber optic cable to the Legislative Service Bureau; and

The Lansing Planning Board conducted an Act 285 Review (Act-30-98) of the location, character and extent of the proposed conduit, and found that the impact of the conduit installation in the City Hall parking garage is expected to be negligible; and

The Planning Board, at its meeting on January 26, 1999, voted unanimously (70) to recommend approval of Act-30-98 to grant an easement through the City Hall Parking Garage for a conduit containing fiber optic communication cable, provided that the project be constructed in accordance within the specifications approved by the Management Services Department and the Building Safety Office, including a requirement for temporary removal of the conduit as necessary for the maintenance and repair of the Parking Garage; and

WHEREAS, the Committee on Planning and Development has reviewed the report and recommendation of the Planning Board and prefers the granting of a license, which the City may terminate upon advance notice;

NOW THEREFORE BE IT RESOLVED, the Lansing City Council hereby approves Act-30-98 and grants a license through the City Hall Parking Garage, more particularly described as:

Beginning on the south wall of the parking garage a two (2) inch conduit will intersect the existing State of Michigan conduit 85 feet from the west wall, utilizing a 24 inch by 24 inch junction box.

WHEREAS, the applicants request the vacation of the subject 147' X 17' ROW (ACT-33-98) because it prevents the applicant from utilizing the business frontage of along Holmes Road; and

WHEREAS, on January 26, 1999, the Planning Board reviewed the request through its Act 285 procedures, and recommended the denial of the vacation, but the granting to the applicant of a license to use the subject ROW, reserving the right of the City to revoke the license at will; and shall require the applicant to remove any improvement made on the ROW, the applicant will demonstrate that there is enough space on their site to meet the parking requirement in the event the City needs the use of the ROW, and use the existing driveway on the southwest corner of the site for access to Martin Luther King Boulevard; and

WHEREAS, no one spoke in opposition to this proposal at the January 26, 1999 Planning Board meeting; and

WHEREAS, the Committee on Planning and Development reviewed the report and recommendation of the Planning Board, and instead of ROW vacation, prefers that the City enter into a non-exclusive license automatically renewable in one (1) year increments to permit the applicant to use and maintain the ROW for landscaping and parking;

NOW THEREFORE BE IT RESOLVED, the Lansing City Council hereby approves entering into a license with the Katz Brothers Development II, to permit the use for parking and landscape purposes on following described premises situated in the City of Lansing, County of Ingham, and State of Michigan... to wit:

From the junction box the conduit will attach to the south wall, extend vertically to the ceiling, attach to the ceiling, and extend to the north wall. The conduit will then pass through the north wall of the structure. The penetration point will be sealed, firestopped,

for a conduit containing fiber optic communication cable, provided that the project be constructed in accordance within the specifications approved by the Management Services Department and the Building Safety Office, including a requirement for temporary removal of the conduit as necessary for the maintenance and repair of the Parking Garage.

BE IT FINALLY RESOLVED the Mayor is authorized to sign and execute all necessary documents to effectuate the aforesaid license, subject to their approval as to form by the City Attorney.

By Councilmember Adado

Carried unanimously

RESOLUTION #086
BY THE COMMITTEE ON PLANNING AND DEVELOPMENT
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
 ACT-33-98, License of the western
 147' X 17' of Right of Way of
 parcel 3301-32-226-02
 commonly known as: Colonial Bar,
 3425 S. Martin L. King Jr Blvd.,
 Lansing, Michigan.

WHEREAS, Katz Brothers Development II, developers, request City approval to use the west 147' X 17' of Right of Way of parcel 3301-32-226-902 located on the southeast corner of Martin Luther King Jr. Boulevard and Holmes Road; and

WHEREAS, the subject 147' X 17' is not currently used for City ROW purposes and is not planned for future use at this time; and

Beginning at a point 1,021 feet west and 33 feet south of the Northeast corner of Section 32, T4N R2W, now City of Lansing, Ingham County, Michigan, thence south 17 feet, thence west 147 feet parallel with south line of Holmes Road, thence north 17 feet to the south line of Holmes Road, thence 147 feet east along the south line of Holmes Road to the point of beginning.

BE IT FINALLY RESOLVED that the Mayor, on behalf of the City, is authorized to sign and execute the license agreement to effectuate the aforementioned transaction, subject to its prior approval as to form by the City Attorney.

By Councilmember Adado

Carried unanimously

RESOLUTION #087
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the City of Lansing continues to promote the effort to improve and support our neighborhoods by improving existing housing, promoting home ownership and facilitating the construction of new housing within the City; and

WHEREAS, Public Act 147, 1992 of the State of Michigan, the Neighborhood Enterprise Zone Act, was enacted to encourage new housing construction and the renovation of existing properties in older established cities of the State, including the City of Lansing, by allowing communities to grant tax abatement on specific residential

properties located within districts designated by the community; and

WHEREAS, the Mayor has recommended two (2) sites that are proposed for the renovation of existing facilities for the purpose of creating residential housing units (see diagrams on file in the City Clerk's office).

WHEREAS, as required by P.A. 147 of 1992, the City Assessor and Each Taxing unit must be notified of the City's intent to establish a Neighborhood Enterprise Zone, notice of which must be received not less than 60 days prior to the designation of a Neighborhood Enterprise Zone; and

WHEREAS, prior to acting on this request, it is necessary to hold a public hearing on the establishment of a Neighborhood Enterprise Zone not less than 45 days after notification of the taxing units;

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of Lansing BE IT FINALLY RESOLVED, that a public hearing shall be held in the City Council Chambers of the City of Lansing, 10TH floor, Lansing City Hall, Lansing, Michigan, on April 19, 1999, at 7:00 p.m., and that notice of such hearing be published in a publication of general circulation of said City.

By Councilmember Adado

Carried unanimously

RESOLUTION #088

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, March 22, 1999, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the proposed Special Land Use permit, SLU17-98, 102 S. McPherson Avenue, J. W. Sexton High School, Telecommunications Tower

BY COUNCILMEMBER ADADO

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: None

RESOLUTION #089

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, March 22, 1999, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the proposed Special Land Use permit, SLU-24-98, 3726 Delta River Drive, Adult Foster Care Facility for Eight Persons.

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

hereby approves the tentative boundaries for the Neighborhood Enterprise Zones as depicted in the diagrams filed with the City Clerk and as described below.

Sheridan Street Rehabilitation Area bordered by Sheridan Street on the north, N. East Street to the west, May Street to the south and Prudden St. on the east.

Washington Square Rehabilitation Area bordered approximately by Michigan Ave. To the north, Lenawee to the south and including the block faces along the east and west side of Washington Square.

BE IT FURTHER RESOLVED, that the City Clerk be requested to notify the City Assessor and each taxing unit in the proposed Neighborhood Enterprise Zone of the City's intent to establish these zones.

ABSENT: None

RESOLUTION #090

BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has appointment Chris Sherwood to the Plumbing Board to represent the 3d Ward; and

WHEREAS, the Committee on Public Safety approved the appointment of Chris Sherwood;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby confirms the Mayor's appointment of Chris Sherwood to the Plumbing Board to represent the 3rd Ward for a term to expire June 30, 2003.

By Councilmember Murphy

Carried unanimously

RESOLUTION #091

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has appointment Marcus Abood to the Review Board to represent the 3d Ward; and

WHEREAS, the Committee on Ways and Means approved the appointment of Marcus Abood;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby confirms the Mayor's appointment of Marcus Abood to the Review Board to represent the 3rd Ward for a term to expire June 30, 2003.

By Councilmember Meyer

Carried unanimously

RESOLUTION #092

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

That the following transfers be approved;

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$57,500	Mgmt Serv. Bldg. Maint. Contractual Serv. 101-173140-743000-0	Plan/Neigh. Devel.-Housing Market Study 101-172620-743002-0
\$2,251.77	CD&G-Centr. Agency 252-932651- 992000-34000	
\$1,000.00	CD&G Admin. Overtime 252- 932663-708055-34000	
\$10,000.00	CD&G Admin. Salaries 252- 932669-702059-34000	
\$4,700	CD&G Admin. Fringe Benefits 252- 932669-715059-34000	
\$17,951.77		CD&G Contractual Services 252- 932663-743000-34000

(Funding to complete the Housing Market Study.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$20,000	Fund Balance-Stadium Fund 234-0- 390001-0	Operating Transfer-LEPFA 234- 966000-991570-0

(Renovation of the right field concession area into a picnic area. Funding is from the reserve for stadium improvements within the fund balance.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$5,000	Estimated Revenue-School & Federal Prog. 273-0-170001-0	Misc. Op. Schl. Alc. Fuel Progm. 273- 453600-741000-17908

(Community Energy Efficiency Project grant to provide for school awareness programs. Revenue detail account 273-0-9700017-908.)

By Councilmember Meyer

Carried unanimously

RESOLUTION #093
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Resolution #690 of December 17, 1990, requires the administration to submit golf and athletic league fee recommendations by February 1 of each year so that fees may be considered for approval prior to program implementation; and

WHEREAS, the Mayor's Budget Recommendation for FY 99 included revenue estimates based on Spring 1999 golf and athletic fee increases; and

WHEREAS, the administration recommends no further changes to the athletic fees as adopted in the FY 99 budget; and

Carried unanimously

RESOLUTION #094
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the City of Lansing and Oakland Center, LLC have proposed to contract for premises for the operation of the election processing unit of the City Clerk's Office; and

WHEREAS, a history of golf rounds played indicates that the number of rounds of golf have been declining as fees have been increased; and

WHEREAS, the Park Board at their February 17, 1999 meeting reviewed additional fee changes and a promotional program for the golf courses effective with the spring opening; and

WHEREAS, the Mayor has submitted the following fee changes for review by the Council Committee on Ways and Means:

Credit Card Purchases;
bank fee of approximately 2.5%

Golf Cart Rentals-(9 holes):
\$12.00 for two riders or \$7.00 for one rider.

Week Day Greens Fee and Cart Special:
(prior to 2:00 p.m.) at the nine hole courses.
2 playersw/cart - \$20.00
2 seniorsw/cart - \$18.00

Punch Card Greens Fee Special:
5 plays \$300.00
10 plays \$600.00

Fall Green Fee Discounts: (time restrictions and surcharges remain in effect)

Regular Fees:
Groesbeck-18 holes \$14.00 after October 1
Groesbeck-9 holes 8.00 after October 1
Waverly-9 holes 6.00 after Labor Day
Red Cedar-9 holes 5.00 after Labor Day
Sycamore-9 holes 4.00 after Labor Day

Senior and Junior Fees:
Groesbeck-18 holes \$10.00 after October 1
Groesbeck-9 holes 6.00 after October 1
Waverly-9 holes 4.00 after Labor Day
Red Cedar-9 holes 4.00 after Labor Day
Sycamore-9 holes 3.00 after Labor Day

Twilight Fees:
Groesbeck-9 holes \$7.00 after October 1
Waverly-9 holes 5.00 after Labor Day
Red Cedar-9 holes 4.00 after Labor Day
Sycamore-9 holes 3.00 after Labor Day

NOW, THEREFORE, BE IT RESOLVED that the City Council approve the golf fee schedule changes as stated above in this resolution.

BE IT FURTHER RESOLVED that these fees take immediate effect.

By Councilmember Meyer

WHEREAS, the City of Lansing and Oakland Center, LLC agree under said contract that the leased premises are located in the Oakland Center (Center Street & Oakland Ave.), 809 Center Street, Lansing, Michigan, and that the city execute the lease for the premises with the owner for a term of three years, with an option for an additional two year term; and

WHEREAS the City of Lansing and Oakland Center, LLC agree that the lease rate shall be not more than \$10.00 Per Square Foot (for 2,635 or 3,790 Sq. Ft.);

NOW, THEREFORE, BE IT RESOLVED, that authorization is granted to the City to enter into a three (3) year lease for premises located at 809 Center Street to operate the election processing unit of the City Clerk's Office; and

BE IT FURTHER RESOLVED that the administration is authorized to make transfers within the City Clerk's budget to accommodate the proposed lease; and

BE IT FINALLY RESOLVED the Mayor, on behalf of the City, is authorized to sign and execute all necessary documents to effectuate the lease of the premises, subject to final approval as to form and substance by the City Attorney.

By Councilmember Meyer

Carried unanimously

RESOLUTION #095
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
21st Century Community Learning Center
Grant Application

Whereas, The Lansing School District is the applicant and the fiduciary for a three-year \$2.5 million Twenty-First: (21st) Century Community Learning Center grant application;

Whereas, The Lansing School District will contract with the City of Lansing Parks & Recreation Department to provide after school and summer programming, if its 21st Century Community Learning Center grant application is funded;
Whereas, the Lansing Parks & Recreation Department is not required to provide any cash or other match funds for the 21st Century Community Learning Center grant;

Whereas, the contractual hiring of Lansing Parks & Recreation Department for the 21st Century Community Learning Centers will be for two Coordinators and four tutors at Wexford Community School and Gardner Middle School;

Whereas, the grant application is for three years of funds with no commitment for future funding;

Now, Therefore, Be it Resolved That The City Council Authorizes The Administration to Apply For The Grant from the Department of Education.

By Councilmember Meyer

To place an affirmative roll on the Resolution

Carried unanimously

ORDINANCES FOR INTRODUCTION

INTRODUCTION OF ORDINANCES

The following ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by providing for the rezoning of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 124.6.02 of the Code for property located at:

Z-13-98, East 183 ft of 4720 S. Cedar Street, "D-1" Professional Office District to "E-2" Local Shopping District

was introduced by Councilmember Adado, read a first and second time by its title and referred to the Committee on Development and Planning

RESOLUTION #098
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF

By Councilmember Bauer

Carried unanimously

RESOLUTION #096
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
That the following transfer be approved;

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$4,125	City Council Cablevision Equipment 101-112110-977000-0	Temporary Help 101-112110- 707000-0

(Provide temporary help for station operations through June 30, 1999)

By Councilmember Bauer

Carried unanimously

RESOLUTION #097
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has appointed Michael Trierweiler, 3231 Rice Court, to the Review Board; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby confirms the Mayor's appointment of Michael Trierweiler, 3231 Rice Court, to the Review Board for a term to expire June 30, 2003.

By Councilmember Murphy

To discharge the Committee on Ways and Means from consideration of this Item

Carried unanimously

THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, March 29, 1999, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of opposing and/or approving the proposed Zoning Map Amendment, Z-13-98, for property located at 4720 S. Cedar Street (east 183 ft), from "D-1" Professional Office District to "E-2" Local Shopping District.

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: None

INTRODUCTION OF ORDINANCES

The following ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by providing for the rezoning of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 124.6.02 of the Code for property located at:

Z-20-98 505 West Allegan Street, "DM3" Residential to "G-1" Business

District

was introduced by Councilmember Adado, read a first and second time by its title and referred to the Committee on Development and Planning

RESOLUTION #099

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, March 29, 1999, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of opposing and/or approving the proposed Zoning Map Amendment, Z-20-98, for property located at 505 West Allegan Street, from "DM-3" Residential District to "G-1" Business District.

BY COUNCILMEMBER ADADO

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: None

By the Committee On Public Safety

By Councilmember Murphy

Resolved by the City Council of the City of Lansing that an Ordinance Amending the Code of Ordinances of the City of Lansing by Amending Chapter 856, Sections 856.06 and 856.08 and Adding Section 856.08(a) for the purpose of Deleting the Requirement to Deliver Paper Transaction Records to the Chief of Police, and Providing for the Computerized Reporting of Pawnshop or Second Hand Dealer Transactions, be now passed.

YEAS: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: None

By Councilmember Murphy

That this ordinance, being necessary for the immediate preservation of the public peace, health, or safety, shall take effect upon its passage

By Councilmember Murphy

Carried unanimously

ORDINANCE #1000

AN ORDINANCE TO AMEND CHAPTER 856 OF THE CODIFIED ORDINANCES OF THE CITY OF LANSING, MICHIGAN, BY AMENDING SECTIONS 856.06 AND 856.08 BY DELETING THE REQUIREMENT TO DELIVER PAPER TRANSACTION RECORDS TO THE CHIEF OF POLICE, AND BY ADDING SECTION 856.08A FOR THE PURPOSE OF PROVIDING FOR THE COMPUTERIZED REPORTING OF PAWNSHOP OR SECOND HAND DEALER TRANSACTIONS WITHIN THE CITY OF LANSING.

THE CITY OF LANSING ORDAINS:

ORDINANCE SF 000A SPACE

By Councilmember Murphy

That we move to the passage of Ordinances

Carried unanimously

By Councilmember Murphy

That the Ordinance when read be considered as read in its entirety

Carried unanimously

By the Committee On Public Safety

By Councilmember Murphy

Resolved by the City Council of the City of Lansing that an Ordinance Amending the Code of Ordinances of the City of Lansing by Amending Chapter 856, Sections 856.06 and 856.08 and Adding Section 856.08(a) for the purpose of Deleting the Requirement to Deliver Paper Transaction Records to the Chief of Police, and Providing for the Computerized Reporting of Pawnshop or Second Hand Dealer Transactions, be placed on order of immediate passage

Carried unanimously

Section 1. That Section 856.06 of the Codified Ordinances of the City of Lansing, Michigan, be amended to read in its entirety as follows:

856.06 Holding period; tagging articles. Any article purchased or exchanged under a license issued pursuant to this chapter shall be retained by the purchaser thereof for at least fifteen days before disposing of the article, in an accessible place in the building where such articles are purchased and received. A tag shall be attached to the article in some visible and convenient place, with a number written thereupon to correspond with the entry number in the book required in Section 856.05. Such purchaser shall prepare, within forty-eight hours, a legible and correct copy, on cards furnished by the Police Department or the State Police written in the English language, from such book, containing a description of each article purchased or received during the preceding week, the hour and day when the purchase was made and the description of the person from whom it was purchased. Such statement shall be verified by the affidavit of the person subscribing his or her name thereto. However, nothing in this section shall require the purchaser to retain articles purchased from persons having a fixed place of business after such articles are reported.

Section 2. That Section 856.08 of the Codified ordinances of the City of Lansing, Michigan, be amended to read in its entirety as follows:

856.08 Thumb prints of customers

Whenever a licensee under this chapter purchases or receives any article or valuable thing as described in Section 856.01, the licensee shall take, on a card furnished by the Police department or the State Police, in addition to the requirements of Section 856.06, a legible print of the thumb of the right hand of the person from whom such article was received. If such person has no right thumb, the licensee shall take and the legible print of the thumb of the left hand or a finger, which shall be so identified in writing by the licensee

Section 3. That a new Section, being Section 856.08a, be added to Chapter 856 of the Codified Ordinances of the City of Lansing, Michigan, to read in its entirety as follows:

856.08a COMPUTERIZED REPORTING OF TRANSACTIONS.

(A) EVERY PAWNBROKER, SECOND HAND DEALER OR LICENSEE,

EXCEPT THOSE EXEMPTED BY OPERATION OF SUBSECTION B, SHALL, WITHIN FORTYEIGHT HOURS, TRANSMIT TO THE CHIEF OF POLICE BY MEANS OF ELECTRONIC TRANSMISSION THROUGH A MODEM OR SIMILAR DEVICE OR BY DELIVERY OF A COMPUTER DISK, IN SUCH A FORMAT THAT THE DATA IS RECAPABLE OF DIRECT ELECTRONIC ENTRY INTO THE LANSING POLICE DEPARTMENT'S COMPUTERIZED SYSTEMS FOR IDENTIFYING PAWNED PROPERTY,

(B) A PAWNER, OKER, SECOND HAND DEALER OR LICENSEE NEED NOT REPORT ELECTRONICALLY TRANSACTIONS TAKING PLACE AT A BUSINESS LOCATION WHERE THE NUMBER OF PAWN TRANSACTIONS IN EACH NINETY DAY PERIOD DOES NOT EXCEED TEN. A PAWNER, OKER, SECOND HAND DEALER OR LICENSEE REASONABLY BELIEVING A LOCATION AT WHICH HE OR SHE CONDUCTS A PAWN SHOP QUALIFIES UNDER THIS SUBSECTION FOR EXEMPTION FROM COMPUTERIZED REPORTING AND WISHING TO BE EXEMPT FROM THE REQUIREMENTS OF SUBSECTION A SHALL SIGN, UNDER PENALTY OF PERJURY, A DECLARATION TO THAT EFFECT IN A FORM DEVELOPED BY THE CHIEF OF POLICE OR THE CHIEF'S DESIGNEE, AND ONCE THE DECLARATION IS SIGNED, SO LONG AS THE VOLUME OF TRANSACTIONS DOES NOT EXCEED TEN EACH NINETY DAY PERIOD, PAWN TRANSACTIONS TAKING PLACE AT THAT PAWN SHOP NEED NOT BE REPORTED ELECTRONICALLY, BUT SHALL BE REPORTED ON PAPER FORMS.

Section 4. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with these provisions are repealed.

Section 5. Should any section, clause or phrase of this ordinance be declared to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part other than the part so declared to be invalid.

Section 6. This ordinance shall take effect on the 30th day after enactment unless given immediate effect by City Council.

Given immediate effect by motion of Councilmember Murphy

MARILYNN SLADE, CITY CLERK

By Councilmember Murphy

That the Ordinance when read be considered as read in its entirety.

Carried unanimously

By the Committee On Public Safety

By Councilmember Murphy

Resolved by the City Council of the City of Lansing that an Ordinance Amending the Code of Ordinances of the City of Lansing by Amending Chapter 1610, Sections 1610.01 through 1610.99 for the Purpose of Providing for the Adoption, by Reference,

(a) There is hereby adopted by the City, for the purpose of prescribing regulations governing conditions hazardous to life and property from fire, HAZARDOUS MATERIALS or explosion, that certain Code known as the Uniform Fire Code, including Appendices I-C, 11A THROUGH 11F, 11J AND 11J, 111A THROUGH 111D, IV-A AND B, V-A, VI-A THROUGH VI-C, AND VII-E THROUGH VII-I and those certain Standards known as the Uniform Fire Code Standards, published by the International FIRE CODE INSTITUTE, being particularly the 1997 edition thereof AND THE WHOLE THEREOF, save and except such portions as are hereinafter deleted, modified or amended in Section 1610.02. Three copies of such Code and Standards are on file in the office of the City Clerk, and the same, as amended in Section 1610.02, are hereby adopted and incorporated in this chapter as if set out at length herein. From and after the effective date of this section, the provisions of such Code and Standards shall be controlling within the limits of the City.

ALL TRANSACTIONS IN WHICH THE PAWNER, OKER, SECOND HAND DEALER OR LICENSEE RECEIVED USED GOODS THE PRECEDING DAY BY PAWN, TRADE, PURCHASE, OR CONSIGNMENT. A TRANSACTION REPORTED BY ELECTRONIC TRANSMISSION UNDER THIS SUBSECTION SHALL NOT BE REPORTED ON PAPER FORMS UNLESS THE CHIEF OF POLICE SO REQUESTS.

of the 1997 Edition of the Uniform Fire Code, be placed on order of immediate passage.

Carried unanimously

By the Committee On Public Safety

By Councilmember Murphy

Resolved by the City Council of the City of Lansing that an Ordinance Amending the Code of Ordinances of the City of Lansing by Amending Chapter 1610, Sections 1610.01 through 1610.99 for the Purpose of Providing for the Adoption, by Reference, of the 1997 Edition of the Uniform Fire Code, be now passed.

By Councilmember Murphy

YEAS: Councilmembers Adame, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: None

By Councilmember Murphy

That this ordinance, being necessary for the immediate preservation of the Public Peace, Health or Safety, shall take effect upon its passage

Carried unanimously

ORDINANCE NO. 1001

AN ORDINANCE TO AMEND THE EXISTING SECTIONS 1610.01 THROUGH 1610.99 OF CHAPTER 1610 OF THE CODIFIED ORDINANCES OF LANSING, MICHIGAN TO PROVIDE FOR THE ADOPTION BY REFERENCE OF THE 1997 EDITION OF THE UNIFORM FIRE CODE.

NOW THEREFORE THE CITY OF LANSING ORDAINS:

Section 1. That Sections 1610.01 through 1610.99 of the Chapter 1610 of the Codified Ordinances of the City of Lansing, Michigan are amended in its entirety to read as follows:

1610.01 ADOPTION OF 1997 EDITIONS; FILE COPIES; REFERENCES AND CITATIONS; CONFLICT OF LAWS.

(b) References throughout these Codified Ordinances to the Uniform Fire Code and the Uniform Fire Code Standards shall be deemed to mean the Uniform Fire Code and the Uniform Fire Code Standards adopted in subsection (a) hereof and they may be so cited. References throughout these Codified Ordinances to the Fire Prevention Code of the City shall be deemed to mean all of Part Sixteen of these Codified Ordinances, including the technical codes and standards adopted therein by reference, and it may be so cited.

(c) Unless otherwise expressly provided, in the event of a conflict between any of the provisions of the Uniform Fire Code and the Uniform Fire Code Standards, herein adopted, and a provision of this chapter, or any other provision of these Codified Ordinances, or any other local ordinance, resolution, rule or regulation, the local provision shall control. In the event of a conflict between any of the provisions of the Uniform Fire Code and the Uniform Fire Code Standards, herein adopted, and State

law, including rules and regulations promulgated pursuant to State law, the State law shall control. In the event of a conflict between any of the provisions of the Uniform Fire Code and the Uniform Fire Code Standards, herein adopted, and a provision of any other standard technical code adopted by reference by the City, the stricter or higher standard shall control.

1610.02 AMENDMENTS.

The Uniform Fire Code and the Uniform Fire Code Standards, adopted in Section 1610.01, are hereby amended as follows:

U.F.C. Section 103.14 Appeals is hereby deleted and a new section added as follows:

Appeals

Except as provided in Section 901.46(I) of this Code, as amended by Section 1610.02 of the Codified Ordinances of Lansing, the Board of Appeals for appeals made under the Fire Prevention Code of the City of Lansing shall be the Building Board of Appeals established in Section 204 of the Uniform Building Code adopted in Section 1420.01 of the Codified Ordinances of Lansing and amended by Section 1420.02 of the same. This Board shall determine the suitability of alternative materials and the type of construction and provide reasonable interpretations of the provisions of this Code. The Board shall render all decisions and findings in writing to the Fire Chief, with a duplicate copy to the appellant, and may recommend to the executive body such new legislation for engaging in the following activities, operations, practices or functions:

1. Fire suppression systems. To design, install, modify, test, service and maintain any and all fire suppression systems in accordance with any and all codes that apply to this installation.
2. Fire alarm systems. To design, install, modify, test, service and maintain any and all fire alarm systems in accordance with any and all codes that apply to this installation.
3. Open burning. To ignite or burn material of any type on private land or on publicly owned or controlled land, except as provided in this Code.
4. Fireworks. To conduct a public display or to use for agricultural or pest control.

INSTALLATION OF NEW OR REPLACEMENT FIRE HYDRANT SYSTEMS
ALL NEW AND REPLACEMENT HYDRANTS INSTALLED WITHIN THE JURISDICTION OF LANSING SHALL BE REQUIRED TO HAVE A STORZ FITTING ON THE STEAMER PORT. THIS SPECIFIC DESIGN AND MODEL OF THIS STORZ FITTING SHALL BE AT THE DISCRETION OF THE FIRE CHIEF.

U.F.C. Section 901.46 Fire Lanes is hereby enacted to read as follows:

(a) Purpose. This section is to be interpreted as the standard of care necessary to protect both people and property within the City of Lansing in case of a fire or similar emergency in any of these establishments herein defined through the use of controlled fire lanes.

(b) Authority. The Fire Marshal of the Fire Prevention Bureau of the City of Lansing shall be responsible for establishing fire lanes on both public and private property within the City. The following criteria shall be used in determining the necessity of fire lanes:

1. Fire lanes shall be established by the Fire Prevention Bureau as deemed necessary at the following locations. This list shall not be deemed to be exclusive, but shall be deemed to be a guide to the type of establishment where necessary:
 - A. Apartment complexes;
 - B. Auditoriums and all like places of public assembly;
 - C. Churches;
 - D. Hospitals, convalescent homes and nursing homes;
 - E. Hotels, motels and boarding houses;
 - F. Manufacturing sites;
 - G. Multiple private residential areas; and
 - H. Shopping centers.
2. The necessity of access into the above enumerated areas from public thoroughfares shall be considered when establishing fire lanes.

purposes as permitted by State law.

U.F.C. SECTION 105.21 - GENERAL IS HERE BY AMENDED BY ADDING THE FOLLOWING LANGUAGE:

THE LANSING FIRE DEPARTMENT SHALL HAVE THE AUTHORITY TO CHARGE A FEE FOR PERMITS REQUIRED UNDER THE UNIFORM FIRE CODE AND FOR FIRE INSPECTION SERVICES. A FEE SCHEDULE SHALL BE DEVELOPED BY THE FIRE CHIEF, APPROVED BY THEMAYOR AND SUBJECT TO CITY COUNCIL ADOPTION BY RESOLUTION.

U.F.C. Section 105.3 Application for Permit is hereby deleted and a new section added as follows:

All applications for a permit required pursuant to this Code shall be made to the OFFICE OF Building Safety of the City of Lansing in such form and detail as it shall prescribe, except that applications for open burning permits and for fireworks permits, as provided in this Code, shall be made to the Fire Prevention Bureau of the City of Lansing. Applications shall be accompanied by such plans as are required by the City of Lansing.

The application for a permit required pursuant to this Code shall be accompanied by the appropriate fee, which shall be non-refundable. Fees for permits required by this Code shall be set by resolution of CITY Council of the City of Lansing.

U.F.C. Section 2.11 Jurisdiction is hereby deleted and a new section added as follows:

Whenever the word "jurisdiction" or the term "jurisdictional area" is used in this Code, it shall mean the City of Lansing.

U.F.C. Section 901.21 Permits is hereby deleted in its entirety.

U.F.C. Section 901.2.2 FIRE HYDRANT SYSTEMS IS HERE BY AMENDED BY ADDING THE FOLLOWING LANGUAGE:

3. The necessity of traffic lanes that are free from parked vehicles, both to and around the above enumerated establishments, and that are capable of handling City fire vehicles, shall also be considered.

This determination shall be made whenever the Bureau deems that such lanes are necessary for the safety of occupants and property of such establishments or when, after being petitioned by a private land owner to have fire lanes established on his or her property, the Bureau declares fire lanes thereon in accordance with the above criteria. This section shall apply to all such existing facilities within the City. The Fire Marshal or designated representative shall notify the land owner of any such property whereon fire lanes are established, by mailing notice of the same to the address of the owner as identified in the records of the City Assessor.

(c) Records. The Fire Prevention Bureau shall keep an accurate up to date record of all fire lanes established within the City.

(d) Signs. All fire lanes shall be conspicuously posted with uniform fire lane signs prescribed by the Fire Marshal and erected not more than 100 feet apart in all areas designated as fire lanes. The erection and maintenance of such signs shall be the responsibility of the property owner. Any owner who, upon notification that a fire lane has been established on his or her property and within thirty days thereof, fails to erect uniform fire lane signs, shall be in violation of this section and subject to the penalty provided in Section 1610.99 of the Codified Ordinances of the City. Further, when such signs are not erected within 30 days of notification, Council may direct such signs to be erected and the cost thereof assessed against the property on the next general assessment roll of the City.

(e) Permitted Parking. The Fire Marshal may grant permission for parking of certain vehicles, objects or trailers in designated fire lanes for limited periods where such parking will not interfere with the use of the fire lane by emergency vehicles. Whenever such permission is granted, a record of the same shall be kept by the Fire Prevention Bureau. In conjunction with such permission, the Bureau shall furnish a sign to be posted conspicuously on the vehicle, object or trailer stating that permission.

to so park has been granted and stating the duration that it may remain so parked.

(f) Guidelines for Fire Lanes at Construction Sites. The Fire Marshal shall establish guidelines for use by the Building Safety Division in determining the need for fire lanes at all new construction sites and at sites where existing structures are being modified. These guidelines shall include minimum dimensions for such fire lanes so as to provide adequate maneuverability for City fire vehicles. The Fire Prevention

(g) Removal of Vehicles, etc., From Fire Lanes. When any member of the Fire Department or the Police Department observes any vehicle, trailer or other object parked in a fire lane as herein established, and such vehicle, trailer or other object is not in such fire lane under authority of subsection (e) hereof, he or she shall remove such vehicle, trailer or other object or cause the same to be removed at the expense of the owner. If any vehicle, trailer or other object is so located within a fire lane at a time the Fire Department is responding to an alarm which necessitates use of such fire lane, then any member of the Police Department or the Fire Department may move such vehicle, trailer or other object or cause the same to be moved by any means possible without liability for and damage being incurred by the City or any officer, agent or employee thereof.

(h) Prohibited Parking. Citations.

1. No person shall stop, stand or park a vehicle, except when necessary to avoid conflict with other traffic or in compliance with the directions of a law enforcement officer, fire fighter or traffic control device, within 15 feet of a fire hydrant.
2. No person shall stop, stand or park a vehicle, whether occupied or not, in an area designated as a fire lane, on public or private property, except when necessary to avoid conflict with other traffic or at the direction of a law enforcement officer, fire-fighter or traffic control device.
3. The Fire Marshal and other members of the Fire Prevention Bureau shall have the power and authority of a police officer to issue uniform traffic citations for a violation of any of the provisions of this section.

(I) Appeals. Notwithstanding the provisions of Section 103.1.4 of this Code, the following shall be the method of appeal from any decision of the Building Board of Appeals as it may pertain to this section:

If any land owner is aggrieved by any decision as to the establishment of fire lanes, he or she shall, within 30 days of the date of mailing of the fire lane establishment notice as provided for in subsection (b) hereof, or within 30 days of the denial of a petition to establish a fire lane, file with the Board of Appeals a written exception to such decision, together with his or her reasons for the same.

Within 10 days from the date of receipt of such exception by the Board of Appeals, it shall, after consideration of the reasons for the exception, affirm, modify or rescind its original decision. If the aggrieved party is still without satisfaction, he or she may file an appeal with Council through the office of the City Clerk. The City Clerk shall then place the appeal on the agenda for the next applicable Council meeting. Council shall rule on such appeal within a reasonable time, but not later than 30 days from the date the appeal was placed on the agenda. Subsequent to the determination by Council the aggrieved party may file a petition with the appropriate court.

U.F.C. Section 1001.5.3 SYSTEMS OUT OF SERVICE, IS HEREBY AMENDED BY

- (2) Outdoor cooking. Appliances, such as gas and charcoal grills, may be used in such a manner so they do not endanger the life or property of others. No person shall use any permanent barbecue, portable barbecue, outdoor fireplace or grill for the disposal of rubbish, trash or combustible material.
- (3) Recreational fires. Recreational fires, where charcoal is the fuel, shall not require a permit.
- (d) Attendance. Bonfires and other open burning shall be constantly attended by a competent person until such fire is extinguished. This person shall have a garden hose connected to a water supply, or other fire-extinguishing equipment readily available for use. Recreational fires shall be in accordance with the provisions of Section 1102.4 of this Code.
- (e) Prohibition or Discontinuance by Chief. The Chief may prohibit or terminate any or all outdoor burning when atmospheric conditions or local conditions make such fires hazardous, or when the Chief determines such action is

Bureau shall make a final check of all plans for such building or alteration upon submission of the same by the Building Safety Division. The Fire Prevention Bureau shall either approve or reject such plans within 20 days of such submission and, if rejected, shall state the reasons for the same. After rejection, such plans may be resubmitted for approval after the necessary changes have been made.

ADDING THE FOLLOWING LANGUAGE:

FIRE MARSHAL NOTIFICATION/FIRE PROTECTION SYSTEM DEFICIENCIES. A BUILDING OWNER, BUILDING MANAGER, BUILDING MAINTENANCE PERSONNEL, SERVICE CONTRACTORS AND OTHER PERSONNEL INVOLVED IN THE INSTALLATION, MAINTENANCE OR SERVICE OF A FIRE PROTECTION SYSTEM SHALL REPORT SYSTEM DEFICIENCIES, ACCORDING TO U.F.C. AND N.F.P.A. STANDARDS, TO THE FIRE MARSHAL.

FIRE PROTECTION SYSTEMS SHALL INCLUDE FIRE DETECTION SYSTEMS, FIRE ALARM SYSTEMS, SPRINKLER AND OTHER SUPPRESSION SYSTEMS.

U.F.C. Section 1102.2 Incinerators is hereby deleted and a new section 11.202 is added as follows:

Incinerators

- (a) General. Freestanding noncommercial incinerators not connected to buildings are not permitted. Permitted incinerators shall be in accordance with other governing agencies requirements regulating emissions. For other requirements, see the Uniform Building Code, as adopted in Section 1420.01 of the Codified Ordinances of the City of Lansing, and the Uniform Mechanical Code, as adopted in Section 1426.01 of the Codified Ordinances of Lansing.
- (b) Maintenance. Incinerators shall be maintained in good condition at all times.
- (c) Discontinuance. The Fire Chief is authorized to require incinerator use to be immediately discontinued if the Chief determines that smoke emissions are offensive to the occupants of surrounding property or if the use of the incinerator is determined by the Chief to constitute a hazardous condition.

U.F.C. Section 1102.3 Open Burning is hereby deleted and a new section is added as follows:

Open Burning

- (a) Permit Required. A permit is required to kindle or maintain any outdoor burning, including bonfires and recreational fires.
- (b) Location Restricted. There shall be no open burning of any type on publicly owned or controlled land, including bridges, streets and other public places which have not been set aside by the public authority for such purpose.
- (c) Exceptions.
 - (1) Controlled burning. When determined by the Fire Chief to be in the public interest, the Chief may issue a permit for controlled burning, necessary to protect public safety.
 - (f) Illegal Burning Appearance Tickets. Kindling or maintaining any outdoor burning in violation of this section, failing to comply with the requirements of this section, failing to comply with an order of the Chief as provided in this section or otherwise failing to comply with the requirements of this section shall be illegal. The Fire Marshal and other members of the Fire Prevention Bureau of the City of Lansing are specifically authorized to enforce this section by the issuance of appearance tickets in accordance with State law.

U.F.C. Section 1213.4 Inspection to Determine Adequacy of Exits: For OTHER THAN FAMILY DWELLINGS is hereby enacted to read as follows:

- (a) The Chief of the Fire Prevention Bureau of the City of Lansing or his or her authorized representative, and the MANAGER OF THE Building Safety OFFICE or

his or her authorized representative, MAY make an inspection of a premises to determine the adequacy of exits and exit stairs or fire escapes and fire safety of the building. Orders written concerning the exits, stairs, fire escapes or fire safety of the building after such an inspection shall be considered as mandatory and any person failing to comply therewith shall be subject to the penalties provided in Section 1610.99 of the Codified Ordinances of the City of Lansing.

(b) The plans for any building hereafter constructed or remodeled in anyway, which building is used or to be used for more than a two-family dwelling, including a factory, school, hotel, lodging house, asylum, hospital, church, apartment house, hall, theater, amphitheater or any other building in which persons do presently or will, upon completion of construction, work, live or congregate from time to time for any purpose, shall be submitted to and approved by an authorized representative of the Fire Prevention Bureau. U.F.C. Section 2803 Permits is hereby deleted in its entirety.

U.F.C. Article 31 is hereby deleted in its entirety.

U.F.C. Section 4602 Permits is hereby deleted in its entirety.

THE FOLLOWING APPENDICES SHALL BE DELETED:

APPENDIX I-A EXISTING BUILDINGS is hereby deleted in its entirety.

APPENDIX I-B LIFE SAFETY REQUIREMENTS FOR EXISTING HIGH-RISE BUILDINGS is hereby deleted in its entirety.

APPENDIX II-G UNDERGROUND TANK SYSTEMS is hereby deleted in its

(a) No person shall violate any of the provisions of this chapter or fail to comply therewith, or violate or fail to comply with any order or regulation made thereunder, or build in violation of any detailed specifications or plans submitted and approved thereunder, or violate the terms of any license or permit issued thereunder.

The imposition of one penalty for violation of or noncompliance with any of the provisions of this chapter shall not excuse the violation or permit it to continue, and any person violating or failing to comply shall be required to correct or remedy such violation or noncompliance within a reasonable time. When not otherwise specified, a separate offense shall be deemed committed each day that prohibited conditions are maintained.

(b) The application of the penalty set forth in Section 1610.99 shall not be held to prevent the enforced removal or correction of prohibited conditions.

(c) Any of the requirements of this chapter specified for a certain section shall also apply to any other section in which the same condition, operation or hazard exists of a similar nature, whether or not specifically stated.

(d) The disregard of any order or directive and/or the noncompliance with any of the requirements of this chapter by any City licensed business or individual shall constitute sufficient basis for the suspension or revocation of any City license.

1610.98 ISSUANCE OF MUNICIPAL CIVIL INFRACTION CITATIONS AND VIOLATION NOTICES.

The Fire Marshal and all fire inspectors are hereby designated as the authorized City officials to issue Municipal civil infraction citations (directing alleged violators to appear in court) or Municipal civil infraction violation notices (directing alleged violators to appear at the Municipal Ordinance Violations Bureau) as provided in Chapter 203 of these Codified Ordinances.

1610.99 PENALTY.

(e) Municipal Civil Infraction. Whoever violates any of the provisions of this chapter, except Section 1610.02 (U.F.C. Section 1034.4), is responsible for a Municipal civil infraction and shall be subject to the civil fine provided in Section 203.06 of these Codified Ordinances, plus costs and other sanctions, for each infraction. Repeat offenses shall be subject to increased fines as provided by Section 2 02.99(c)(2).

(f) Misdemeanor. Whoever violates any of the provisions of Section 1610.02 (U.F.C. Section 1034.4) is guilty of a misdemeanor and shall be subject to the penalty provided in Section 202.99(b).

entirety.

APPENDIX II-H SITE ASSESSMENTS FOR UNDERGROUND TANKS is hereby deleted in its entirety.

1610.025 STORAGE OF FLAMMABLE OR COMBUSTIBLE MATERIALS.

(a) Liquids. The limits referred to in Section 7901.1 of the Uniform Fire Code, as adopted in Section 1610.01, in which the storage of flammable or combustible liquids in above-ground tanks is restricted, shall be in accordance with City Zoning Code provisions applicable to principal, accessory or other uses, or in accordance with other provisions of law or regulations that are more restrictive.

(b) Liquefied Petroleum Gases. The limits referred to in Section 8204.2 of the Uniform Fire Code, as adopted in Section 1610.01, in which the storage of liquefied petroleum gas is restricted, shall be in accordance with City Zoning Code provisions applicable to principal, accessory or other uses, or in accordance with other provisions of law or regulations that are more restrictive.

(c) Explosives and Blasting Agents. The limits referred to in Section 7701.7 of the Uniform Fire Code, as adopted in Section 1610.01, in which storage of explosives and blasting agents is prohibited, shall be as follows: except as otherwise provided in the Uniform Fire Code, the storage of explosives and blasting agents is prohibited within the boundaries of the City.

1610.03 VIOLATIONS

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with these provisions are repealed.

Section 3. Should any section, clause or phrase of this ordinance be declared to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part other than the part so declared to be invalid.

Section 4. This ordinance shall take effect on the 30th day after enactment unless given immediate effect by the City Council.

Given immediate effect by motion of Councilmember Murphy.

MARILYNN SLADE, CITY CLERK

THE PEOPLE'S BUSINESS

Public Comment on City-Related Matters

H.F. Hobson of 108 W. Grand River, representing North Presbyterian Church asked that the Administration notify neighborhood residents they permits for street closure are being issued. His Church had a bad experience last year when one of their Festivals coincided with an Ethnic Festival in Old Town that applied for and received a street closing permit for the use of the Parks & Recreation Showmobile. The ensuing street closure created traffic problems with people trying to get to their festival. If they know when street closure permits are issued, they can plan their events around them.

Eugene Buckley of N. Hayford St. criticized the Police Department for failing to respond to citizen complaints and problems. He displayed an L.P.D. Uniform Patch and said that he bid on the contract to manufacture said patches, and he was the lowest bidder. He could have saved the City enough money to fund an additional police officer per year, but he was not awarded the bid.

James Hepfer of 917 Sparrow Ave. spoke regarding the Lansing Boat Club lease that has been the subject of debate in the Park Board Meetings. The Boat Club opposes the site plan that has been proposed. It would turn their site into a parking lot for a commercial facility. He urged Councilmembers to get together with Boat Club Members and work this out. This site is heavily accessed by the MSU Ski Club, and the MSU Rowing Club.

Beverly Miller of 413 Pearl St. said that she wants to know if there will be provisions for

citizen input into the budget consideration process this year. She would like to be advised about Council's plans. She said that LPD Officers have no business escorting scab labor to work at the Melling Drop Forge. This has been going on now for over Charlene Decker of 2711 Pleasant Grove Rd. stated her agreement with the comments made by Beverly Miller regarding the Melling Forge Plant and LPD Officers escorting scab labor to work in their facility. These scab laborers have stolen jobs from good citizens of Lansing who have been abused and used. She apologized for the error she made in earlier comments regarding the probability of Lansing being included in the School Board takeover project by Governor Engler. She did some checking today and found that at any point in time the Legislature can come back and amend the bill to include a head count provision that would encompass Lansing Schools as well as other areas. She attended a meeting in Detroit on this subject. They are fighting Governor Engler's Plans for a takeover of their School System.

Christine Timmon of 335 E. St. Joseph said that she now realizes how honored she is and how powerful her speeches are. She received her notice from the City Council President about coming to City Council Meetings and being mean, warning Her that future occurrences would get banned from attending meetings for 90 days. This is all due to her efforts to get public comments from the podium cleaned up. She said that the Police should have used tear gas on McKinstry. There was no reason to shoot him just because he shot a dog. A dog is not a Police Officer.

Harold King of 1563 N. High thanked Councilmembers for the donation of tickets to the Bea Christy Award Dinner that were given to the North Town Neighborhood Organization. They were put to good use by affording 15 young men an opportunity they would not otherwise have had to attend this celebration and see how the City honors neighborhood activism. This year's celebration was wonderful. They have received notice of the 1999 Paint Blitz. Seventeen houses in North Town have been painted through this program in past years. He asked about a lack of response to the letter that he sent to Mayor Hallister on December 10, 1998. They need a response on this issue. They are working hard to rehabilitate their community and the situation cannot be allowed to go unresolved.

Ed Simmer of 2609 Dier said that he has a copy of Senate Bill #297. He called the Bill a disaster waiting to happen. He read a part of the bill that he said is "union busting." He stated that he served in Vietnam and fought communism, and he called Governor Engler "Adolph Engler." All citizens need to fight this bill, because it takes away their right to vote.

COUNCIL REPORTS

RESOLUTION #100

REPORT OF COMMITTEE

THE PUBLIC SAFETY COMMITTEE, to whom was referred an Ordinance to amend Sections 856.06 and 856.08 of the Codified Ordinances of the City of Lansing for the purpose of providing for the computerized reporting of Pawnshop or Second Hand Dealer Transactions within the City of Lansing;

The Committee analyzed the proposed ordinance and believes the amendments will March 1, 1999

CITY OFFICER & BOARD REPORTS

1. Letter from the City Clerk submitting Licenses and Bonds for Referral Application for One of the City of Lansing Remaining Per Quota, New Class C Liquor Licenses by Texas Roadhouse of Lansing, LLC

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

2. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

3. Letters from the Mayor re:

two years at the expense of City Tax Payers. If the Police Escorts are to continue, Melling should be reimbursing the City for the expense of using their personnel.

expedite the process by which the police could review the reporting of Pawnshops or Second Hand Dealer Transactions to determine if the items were stolen;

REPORTS AS FOLLOWS: The Committee voted unanimously to approve an Ordinance to amend Sections 856.06 and 856.08 of the Codified Ordinances of the City of Lansing for the purpose of providing for the computerized reporting of Pawnshop or Second Hand Dealer Transactions within the City of Lansing.

Signed, Michael Murphy, Chairperson
Larry Meyer
Joan Bauer

BY COUNCILMEMBER MURPHY

That the Report of the Committee be received.

CARRIED UNANIMOUSLY

March 1, 1999

RESOLUTION #101 REPORT OF COMMITTEE

THE PUBLIC SAFETY COMMITTEE, to whom was referred an Ordinance to amend Sections 1610.01 through 1610.99 of Chapter 1610 of the Codified Ordinances of Lansing in order to provide for the adoption by reference the 1997 Edition of the Uniform Fire Code

The Committee analyzed the proposed ordinance and

REPORTS AS FOLLOWS: The Committee voted unanimously to approve an Ordinance to amend Sections 1610.01 through 1610.99 of Chapter 1610 of the Codified Ordinances of Lansing in order to provide for the adoption by reference the 1997 Edition of the Uniform Fire Code

Signed, Michael Murphy, Chairperson
Larry Meyer
Joan Bauer

BY COUNCILMEMBER MURPHY

That the Report of the Committee be received.

CARRIED UNANIMOUSLY

a. Public Improvement II; Curb & Gutter and Storm Sewer Facilities on Jolly Rd from Collins Rd to Pinetree Rd

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

b. Public Improvement II, III; Curb & Gutter and Storm Sewer Facilities on Hilliard Rd from Miller Rd to Doris St.

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

c. Public Improvement II, III; Curb & Gutter on Ree Rd from Pleasant Grove Rd to Martin Luther King, Jr Blvd.

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

d. Transfer of Funds; Management Services

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE
INTERNAL AUDITOR

e. Z-20-98; 505 W. Allegan St.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

f. ACT-27-98; Street Closure, 1000 Block of W. Lenawee at Martin Luther King, Jr. Blvd

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

g. ACT-28-98; Vacation of Street, 900-1000 Block of W. Washtenaw between Butler and Martin Luther King, Jr.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

h. PRD-0198; 3223 W. Mt. Hope Ave., Planned Residential Development
REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

i. SLU-17-98; 102 S. McPherson, J.W. Sexton High School Telecommunications Tower

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

j. Amendment to Chapter 602, Section 602.02, to Provide for the Inclusion of Threats of Bodily Harm as an Obstructing Act

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

k. Amendment to Chapter 658, Adding Section 658.08, to Provide for Including Threatening Behavior Using Laser Devices as a Prohibited Offense

4. Letter from the State of Michigan Department of Environmental Quality to the Eaton County Resource Recovery Office submitting suggested revisions to the Eaton County Solid Waste Management Plan Update

REFERRED TO THE PUBLIC SERVICE DEPARTMENT

5. Appeal of a Denial by the Claims Review Committee from Maria Tello-Ponce for a Nuisance Fee for Grass and Weed Cutting at 3103 Aurelius Rd.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

6. Letter from Ingham County Prosecuting Attorney Stuart J. Dinnings III, submitting His Investigative Report on the Shooting Death of Aldric McKinstry

REFERRED TO THE MAYOR, THE BOARD OF POLICE COMMISSIONERS
AND THE PUBLIC SAFETY COMMITTEE

7. Letter from North Presbyterian Church Administrative Committee regarding a permit for Temporary Street Closure that was issued last year for the Parks & Recreation Department Showmobile that resulted in disruption of their Annual Dixieland Band Event

REFERRED TO THE MAYOR AND THE PARKS BOARD

8. Letter from Kathy Siracuse of 1012 Britten Ave stating a complaint regarding the City of Lansing Development Office Community Development Block Grant & City

COUNCILMEMBERS COMMENTS

Councilmember Meyer confirmed the regularly scheduled meeting of the Ways and Means Committee this Wednesday at 4:00 P.M. where they will take up the CSO funding issue. He will be absent from the meeting however, Councilmembers Adado and Beal will conduct the meeting.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

1. Capital Area United Way Campaign 1998 Annual Report

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE
INTERNAL AUDITOR

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. Letter from the State of Michigan Department of Transportation submitting a Contract for Construction along M-43

REFERRED TO THE PUBLIC SERVICE DEPARTMENT

2. Z-04-99; 3425 E. Saginaw St., Petition for Rezoning from "F" Commercial & "J" Parking to "F" Commercial filed by Patrick Maloney to allow for Construction of a New Walgreen Drug Store

REFERRED TO THE MAYOR AND THE PLANNING BOARD

3. Notice from the Eaton County Department of Resource Recovery of a Solid Waste Planning Committee Meeting to be held March 2, 1999 at 10:00 A.M.

REFERRED TO THE PUBLIC SERVICE DEPARTMENT

Wide Rehabilitation/Weatherization Program

REFERRED TO THE MAYOR AND THE CITY ATTORNEY

9. Letter from Attorneys on behalf of Marjory Stine regarding a Claim she filed against the Letts Community Center for Gross Negligence

REFERRED TO THE MAYOR, THE CITY ATTORNEY AND THE PARKS BOARD

10. Suspension item from Councilmember Allen; a letter from Kendall Perry of 5320 Balzer St. objecting to the renewal of a Liquor License for the LBPOE #534, Elks Club

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

11. Suspension item from Councilmember Murphy; a letter from the Moores Park Neighborhood Organization supporting Z-2-99, the rezoning petition for the NE Corner of W. Mt. Hope and Todd Ave.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

12. Suspension item from Councilmember Murphy; a letter from the Lansing Area Safety Council supporting Z-2-99, Rezoning at the NE Corner of W. Mt. Hope and Todd Ave.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

Councilmember Murphy confirmed the regularly scheduled meeting of the Public Safety Committee this Wednesday at 8:00 A.M. Chief Johnson will be reporting on the McKinstry incident. He had an opportunity to talk to a number of different people with different perspectives on this issue last Wednesday at Missionary Baptist Church. Residents had questions about this shooting and about Police Procedures

He hopes that they can take a look at this issue, and not just receive reports and place them on file. He urged his colleagues to take their time and read the reports preparatory to considering the situation. Councilmember Beal has already submitted a list of questions for the Public Safety Committee to take up on Wednesday, and he hopes other Councilmembers will do so also. There were some 200 people in attendance at last week's meeting at Missionary Baptist Church, including Councilmember Leeman. Channel 6 and the State Journal will hold a Town Hall Meeting Tomorrow, March 2, 1999, from 7:00 P.M. to 9:00 P.M. at the LCC Dart Auditorium, entitled "Rebuilding Trust." Everyone wants to rebuild trust in Police/Community Relations and public safety. The Town Hall Meeting will not solve all of the questions or problems, but it is a step in the right direction; toward working together and reassuring citizens about justice issues.

Councilmember Bauer confirmed a Joint Meeting between the Lansing City Council and the East Lansing City Council, to take place on Monday, March 15, 1999, at 4:30 P.M. The meeting is sponsored by the Intergovernmental Relations Committee, and she urged all Councilmembers to note the Meeting on their calendars and plan on attending.

Councilmember Leeman sent condolence to the family of Frank Fields, owner of Fields Radiator Shop on E. Michigan Ave. He was a fixture in this community for years. Everyone used to stop by his shop to talk about City politics. He brought a lot to the City, and will be missed.

MAYOR'S EXECUTIVE ASSISTANT'S
RESPONSE TO COMMENTS

Mr. Wiener responded to allegations that the Lansing Police Department has been escorting scab laborers to work at the Melling Drop Forge. He met with these two groups a couple of months ago, and they agreed that the Police would remain in the area periodically to prevent conflict situations. The Police do not, however, escort scab laborers to work. They are only on the scene periodically to keep the peace. The Mayor's Office has received notice that March is "Red Cross" month. The Red Cross provides many services throughout the world. They have invited the public to participate in a Red Cross Volunteer Event at their Regional Center, on Mint Rd., near the Capital City Airport. The Red Cross distributes 4,500,000 pounds of food per year to food kitchens and pantries in our community. Please participate in their celebration on Saturday, March 27, 1999, from 9:00 A.M. to 12:00 P.M.

ADJOURNED 9:45 P.M.
MARILYN N. SLADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF MARCH 8, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: None

The Invocation was led by Councilmember Murphy and the Pledge of Allegiance was led by Jr. Girl Scout Troop #515 of North Elementary School

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of February 15, and 22, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Adado

To accept the following under suspension of the rules:

1. From Councilmember Adado; a Letter from the Board of Water & Light requesting approval of Outside Legal Council
2. From Councilmember Adado; a letter from the City Attorney submitting a Order of Judgement in the Jackson National Life matter
3. From Councilmember Meyer; a Resolution Appointing Henderson Bodiford to the Board of Review
4. From Councilmember Meyer; a Resolution of Tribute to Bea Christy Award Winner; Willie Dawson
5. From Councilmember Murphy; a Resolution of Tribute to Servant Elise Yore Williams
6. From Councilmember Beal; a Resolution for Public Improvement II & III for Reo Rd. Reconstruction
7. From Councilmember Beal; a Resolution for Public Improvement II & III for Hilliard

➤ Special Ceremonies

A. Councilmember Murphy explained that He will present this Resolution of Tribute to Servant Elise Yore Williams this Saturday at a Celebration at the St. Stephens Baptist Church.

B. Councilmembers Bauer and Murphy along with Mayor Hollister, presented a Resolution of Tribute in Recognition of the selection of Ms. Willie Dawson as the Bea Christy Award Winner to Willie and thanked her for the wonderful work She does for the City.

Mayor Hollister commended Mrs. Dawson for her care of the children in her neighborhood. These Kids know Willie as "The Cookie Lady." The receipt of the Bea Christy Award is the highest tribute this City can pay to a Citizen Activist. He thanked her for the exemplary work she does for the Community.

Rd.

8. From Councilmember Beal; a Resolution for Public Improvement II for Jolly Rd. Reconstruction

9. From Councilmember Beal; a Resolution in Support of the Development of a Vietnam Veterans Memorial on the E. Side of Butler St.

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Councilmember Leeman announced the East Side Neighborhood Organization's "Spring Souper" to be held on Saturday, March 13, 1999, from 7:30 P.M. to 9:00 P.M., tickets are \$5.00 for Adults and \$3.00 for Children. Family Tickets are available for \$14.00, and can be purchased at the Pilgrim Congregational Church, where the Souper will be held.

Councilmember Allen announced a Forest View Neighborhood Association Meeting tomorrow at the University Club.

Councilmember Bauer announced that She and her Husband are hosting two members of the Family that acted as Her Host when She visited St. Petersburg, Russia, with the Sister City's Delegation a couple of years ago. The Mother and one of the Son's of the Family are visiting Lansing, and the Son, Pavel, competed in a Piano competition in Flint last Sunday. He won that competition, and Saturday Night He will be appearing at the MSU Music School in a Special Performance. Tickets for that event are \$10.00 per person. The Performance is sponsored by Global Hopemakers, and will be followed by an appearance at the Plymouth Congregational Church on Sunday. Anyone interested in attending can call City Council Offices for further information.

Mayor Hollister reminded everyone that March is "Reading Appreciation Month," and urged them to participate by calling a local Elementary School and volunteering to read to it's classes. This is a nice way for the Community to demonstrate their support for the School System. Please give ½ hour of your time to enrich our education system.

Councilmember Allen announced that she has volunteered to participate in this program and will be reading to the Kids at Verlinden St. School this week. She has bought the book "Johnny Appleseed." She has also purchased apples to pass out to the Kids, and consulted with a Horticulturist who assured her that they Kids can use the seeds from the apples to grow their own apple trees.

Councilmember Murphy complimented Mrs. Dawson, saying, She is a tireless worker who is very humble and modest. She does a lot of work on the North Side. People in her neighborhood, know, respect and love Her. He is very proud of Her, and wishes Her and Her Family the very best.

Councilmember Benavides announced that he got a letter from an individual that was at this Year's Bea Christy Award Dinner. He related having been seated at the same table with a Woman that he greatly admired, and later found that she was the Award Winner, Willie Dawson.

Willie Dawson thanked Mayor Hollister and Councilmembers for this tribute. Her Daughter and Son, as well as her Sister, are in attendance with her here tonight. She thanked Everyone who voted for Her to win this Award. She particularly thanked Councilmember Murphy who helped her with a lot of neighborhood work with the Lansing Neighborhood Council and the Neighborhood Youth and Parent Partnership

Program.

C. Kevin Schumaker from the Greater Lansing Food Bank announced that their "Envelope Campaign" has come to a successful conclusion. He thanked Councilmembers, Mayor Hollister and the Residents of the City of Lansing, who raised \$506,000 this year. This program began in 1980. Forty percent of the people that are served by the program are employed full time and need extra help with staples and food items when they have a family emergency, such as unexpected automotive repair when their car breaks down, or when they have some other type of emergency. Their first program is the "Pantry System." Participants can get assistance up to twice per year. The second program is the Garden Project, wherein twenty garden plots are provided, along with seeds and gardening implements, to teach participants how to grow their own vegetable produce so that they become more self sufficient. Their third program is the "Food Movers" program, wherein they recycle food that is left over from local hospitals and distributed to area soup kitchens and homeless shelters. Last year they moved over 450,000 pounds of food. Their Neighborhood Partnership Project organizes volunteers in neighborhoods that go to grocery stores and collect excess food to be given to shut-ins, families on fixed incomes and to local shelters and food kitchens. Over 23,000 hours of volunteer labor were given to the Food Bank last year. It is characteristic of their program that people who have been recipients become volunteers once they have gotten back on their feet later in life. He thanked Councilmembers and the Administration for their efforts to support the Food Bank.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

1. In Consideration of an Amendment to Chapter 1424, Providing for the Adoption of the 1999 Edition of the National Electrical Code

LEGISLATIVE MATTERS
RESOLUTIONS

RESOLUTION #102

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

LS-10-98

4400 Block of Aurelius Road

WHEREAS, James W. Fox, Manager, Woodside E&D, LLC, 4615 W. Grand River, Lansing, MI has requested a lot split (LS-10-98) to divide Lot 7, Supervisor's Plat of Culver-Dale Subdivision, which has 126' frontage, into equal lots, 63' x 190' and build two (2) single family homes in the 4400 Blk. of Aurelius Road, and

WHEREAS, Section 1236.06(d) of the Subdivision Regulations allows a maximum 1:2.5 width to depth ratio; and

WHEREAS, the proposed width to depth ratio is 1:3 and therefore, a variance of the subdivision regulation is required; and

WHEREAS, the lot split will not change the residential character of the area and the location, size and character are reasonable and each lot will otherwise meet the width and depth requirements of Section 1236.06 of the Lansing Code of Ordinance; and

WHEREAS, the Planning Board, at their April 21, 1998 meeting voted unanimously (7-0) to recommend approval of the lot split; and

WHEREAS, the Committee on Planning and Development has reviewed the request and the report of the Planning Board and concurs therewith,

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby approves the lot split request (LS-10-98) by James Fox to divide Lot 7, Supervisor's Plat of Culver-Dale Subdivision, which has 126' frontage, into equal lots (63' x 190' in the 4400 Blk. of Aurelius Road) legally described as:

Parcel A The North 63' of Lot 7, Supervisor's Plat of Culver-Dale Subdivision, City of Lansing, Ingham County, Michigan.

There were no speakers for this Public Hearing

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

➤ Public Comment on Legislative Matters

Christine Timmon of 335 E. St. Joseph said that Police Department Procedures need to be tempered by common sense, and this is the element that was lacking in the incident involving the shooting death of Aldric McKinstry, Jr. She believes that the timing in the decision to send in the K-9 unit was at fault and that less invasive tactics should have been used.

Clyde Smith of 2244 Tecumseh River Dr. said that he sees no reason for a special investigation into the McKinstry matter. We should be able to trust the report from the Lansing Police Department and from the Ingham County Prosecutor. We cannot trust a radical group that only operates on a one-way street. We must trust the people who are being paid to conduct investigations. Unless Council feels that the Chief of Police and the Ingham County Prosecutor have not done a good job, there is no need for further investigation, and we need to move on. Nowadays, most places do not rely on police procedures, they use robots. Two robots with 16 shot guns would have made the statement "you are observed with a gun, please put it down," the robot then gives you two minutes to put the gun down and then it begins firing. The robot does not know the difference between white and black and it is harder to sue them. However, He trusts the information and data that the Chief of Police and Ingham County Prosecutor compiled. This does not mean that we should not be sympathetic to the McKinstry family, but we need to move on. As long as we use human beings, rather than robots, things like this will happen.

Parcel B The South 63' of Lot 7, Supervisor's Plat of Culver-Dale Subdivision, City of Lansing, Ingham County, Michigan.

By Councilmember Adado

Carried unanimously

RESOLUTION #103

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

LS-18-97, 521 & 527 N. Chestnut Street
Variance from the minimum lot width requirement

WHEREAS, John M. Grossman has requested a lot split (LS18-98) to divide the property located at 521 & 527 N. Chestnut Street, described as: the south ½ of Lot 2, the north ½ of Lot 3, the east two rods of the south ½ of Lot 11 and the east 2 rods of the north ½ of Lot 10, Block 73, Original Plat, City of Lansing, Ingham County, Michigan, into two lots; and

WHEREAS, Section 1236.07 of the Subdivision Regulations requires the minimum lot width of all lots platted or created from existing parcels, lots or unplatted land shall be sixty feet at the building line; and

WHEREAS, 521 & 527 N. Chestnut Street will consist of two single family residential structures, each on their own lot with dimensions of 33 feet wide by 198 feet in length; and

WHEREAS development of two single family residential lots is a much needed stimulus for residential home ownership in the Downtown Lansing area; and

WHEREAS, At the Planning Board public hearing held November 4, 1997, the applicant spoke in favor of, and no one spoke against the request; and

WHEREAS, the Planning Board reviewed the proposal pursuant to Section 1236.07 of the Subdivision Regulations, as amended, and found that based on testimony, evidence, and the Planning Staffs report that each structure meets the minimum setback

requirements for the "C" Residential District, there is sufficient parking on each lot to meet the requirements for either single family or two family use, and the applicant has provided a joint driveway easement to be recorded with the new deeds for the properties; and

WHEREAS, the Planning Board at their meeting of November 18, 1997, voted NOW, THEREFORE BE IT RESOLVED, the Lansing City Council hereby approves the lot split request (LS-18-97) by John M. Grossman to divide the south ½ of Lot 2, the north ½ of Lot 3, the east 2 rods of the north ½ of Lot 10 and the east 2 rods of the south ½ of Lot 11, Block 73, Original Plat, City of Lansing, Ingham County, Michigan commonly known as 521N. Chestnut Street and 527N. Chestnut Street, into two equal lots 33 feet wide by 198 feet deep, being more particularly described as:

521N. Chestnut Street - The north ½ of Lot 3, and the east 2 rods of the north ½ of Lot 10, Block 73, Original Plat, City of Lansing, Ingham County, Michigan;

527N. Chestnut Street - The south ½ of Lot 2, and the east 2 rods of the south ½ of Lot 11, Block 73, Original Plat, City of Lansing, Ingham County, Michigan.

By Councilmember Adado

Carried unanimously

RESOLUTION #104
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

PRD-1-98

3223 W. MT. Hope Road

Amendment to Planned Residential Development

WHEREAS, the City Council of the City of Lansing unanimously passed Resolution #248 on May 26, 1998 approving a Planned Residential Development (PRD-1-98) with conditions for the property at 3223 W. Mt. Hope Road; and

WHEREAS, a condition of the approval required that the applicant exercise the option and present proof of ownership within 90 days of the passage of the resolution; and

WHEREAS, the applicant's representative, Mark A. Latterman, Latterman & Associates, P.C., has requested an amendment of the cited condition extending the deadline to provide proof of ownership to June 30, 1999; and

WHEREAS, the Committee on Development and Planning of City Council has reviewed the request and recommends the amendment;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby amends Resolution #248, approved May 26, 1998, by extending the deadline to provide proof of ownership until June 30, 1999 for the property at 3223 W. Mt. Hope Road for the Planned Residential Development (PRD-1-98).

By Councilmember Adado

Carried unanimously

THE MOTION FOR ADOPTION OF THIS RESOLUTION WAS DEFEATED BY A 2/6 VOTE

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

NAYS: 1 (Councilmember Murphy dissenting)

RESOLUTION #106
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Boy Scouts of America has requested \$970.00 in funding assistance to help

unanimously (7-0) to recommend approval of the request for a variance from the minimum lot size requirement as described; and

WHEREAS the Committee on Development and Planning has reviewed the report and recommendation of the Planning Board and concurs therewith;

WHEREAS, William and Hasna Gempel, 1525 Knollwood, appealed a trash violation to the General Services Committee on Tuesday, March 2, 1999; and

WHEREAS, William and Hasna Gempel sought to eliminate a special assessment on their July 1998 property tax bill; and

WHEREAS, the General Services Committee heard the claim and voted to deny the claim of Mr. and Mrs. Gempel for \$459.20, the cost of removing the trash from their rental property located at 1533 Knollwood, and approved waiving the \$200 administrative fee assessed to William and Hasna Gempel;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies Mr. and Mrs. Gempel claim for \$459.20, the cost of removing the trash from their rental property located at 1533 Knollwood, and approves waiving the \$200 administrative fee William and Hasna Gempel;

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

By Councilmember Affen

DEFEATED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Allen, Benavides

NAYS: Councilmembers Adado, Bauer, Beal, Leeman, Meyer, Murphy

RESOLUTION #105
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Leola Taylor, 2421 S. Wadsworth, appealed a trash violation to the General Services Committee on Tuesday, March 2, 1999; and

WHEREAS, Leola Taylor sought to eliminate the special assessment on her July 1998 property tax bill from the actual cost of the contractor; and

WHEREAS, the General Services Committee heard the claim and voted to deny the claim of Leola Taylor;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies the claim of Leola Taylor involving her rental property at 2023 W. Main;

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

By Councilmember Allen

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

underwrite the cost of the use of Frances Park on July 12-15, 1999 for its Cub Scout Day Camp; and

WHEREAS, the Committee on General Services reviewed and then voted to approve the request from Boy Scouts of America; and

NOW THEREFORE BE IT RESOLVED, the Lansing City Council concurs with the recommendation of the Committee on General Services. The Lansing City Council,

hereby, approves the request from Boy Scouts of America for \$970.00 to help underwrite the cost of its use of Frances Park on July 12-15, 1999 for its Cub Scout Day Camp; and

BE IT FURTHER RESOLVED the Mayor and the Finance Department will make the appropriate steps to process this request by charging \$970.00 of the rental of the Frances Park on July 12-15, 1999 by Boy Scouts of America to the Community Promotions Account - 101112101-741200-0, and

BE IT FINALLY RESOLVED that the Boy Scouts of America must submit a written analysis of the Cub Scout Day Camp, including information regarding number of attendees, gross and net totals of the event, and a copy of their most recent tax return, a board member list, and a detail of their accounting to the Lansing City Council within 30 days after the event.

By Councilmember Allen

Carried unanimously

RESOLUTION #107
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Licensing and Enforcement Division of the Michigan Liquor Control Commission has advised the City that it currently has two on-premise liquor licenses available for assignment; and

WHEREAS, Texas Roadhouse, Inc., requested approval of a Class C Liquor License for its establishment located at American Road, Lansing, Michigan; and

WHEREAS, Texas Roadhouse, Inc., has obtained the appropriate signatures and paid the necessary fees required on the application forms utilized to obtain a Class C Liquor License; and

WHEREAS, the Committee on General Services reviewed the executed forms and the request on March 2, 1999; and

WHEREAS, the Committee on General Services approved the issuing of a Class C Liquor License to Texas Roadhouse, Inc., located at American Road, Lansing, Michigan by a vote of 3-0; and

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council hereby concurs WHEREAS, on early Saturday, January 23, 1999, officers of the Lansing Police Department, while responding to citizens' calls at 4515 North Grand River, were involved in the shooting death of Aldric McKinstry, Jr.; and

WHEREAS, the Lansing Police Chief regularly and promptly apprised members of the Public Safety Committee, as well as the whole City Council, of the details of the shooting death as they became available; and

WHEREAS, the Public Safety Committee has also reviewed the investigations and reports filed by the Ingham County Prosecutor and the Lansing Police Department's Board of Review; and

WHEREAS, the Lansing City Council, on March 30, 1998, approved Ordinance Number 986 to provide the Board of Police Commissioners with administrative and investigative staff to carry out independent investigations of this nature;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby requests the Lansing Board of Police Commissioners initiate a special investigation of the shooting of Aldric McKinstry, Jr. and then provide copies of its findings to the City Council.

By Councilmember Murphy

ADOPTED BY THE FOLLOWING VOTE:

with the recommendation of the Committee on General Services to approve and award this Class C Liquor License to Texas Roadhouse, Inc., above all others; and

BE IT FURTHER RESOLVED, the City Clerk is requested to notify Texas Roadhouse, Inc. of the approval by the City Council.

By Councilmember Allen

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Benavides, Leeman, Murphy

NAYS: Councilmembers Baxter, Beal, Meyer

RESOLUTION #108
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, June Kraus of Bad Habits, 2200 W. Holmes Road, appealed a trash violation to the General Services Committee on Tuesday, March 2, 1999; and

WHEREAS, June Kraus of Bad Habits, 2200 W. Holmes Road, sought to eliminate a special assessment on her July 1998 property tax bill; and

WHEREAS, the General Services Committee heard the claim and voted to deny the claim;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies the claim of June Kraus of Bad Habits, 2200 W. Holmes Road; and

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

By Councilmember Allen

Carried unanimously

RESOLUTION #109
BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

YEAS: 7

NAYS: 1 (Councilmember Adado dissenting)

RESOLUTION #110
BY COUNCILMEMBER JOAN BAUER
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Mrs. Willie Dawson, who has been married to her husband Larry for 23 years, and has four children and nine grandchildren, started a neighborhood watch group for her neighborhood near West Side Park in 1989; and

WHEREAS, when Mrs. Dawson's efforts successfully eliminated the drug dealers hanging on the street corners at the Park, she convinced her neighbors to create the Northwest Neighborhood Alliance; and

WHEREAS, Mrs. Dawson, as a Home Health Aide for seniors in the neighborhood, regularly provides the seniors a Holiday meal;

WHEREAS, Mrs. Dawson continually works with youth to get them into summer programs to keep them off the streets and out of trouble; and

WHEREAS, Mrs. Dawson organized a fund raiser to help pay for youth memberships at the YMCA, and annually holds a kids "Round Up Day" to find out what the

neighborhood children would like to do in the summer; and

WHEREAS, Mrs. Dawson, also known as the "Ms. Willie, the cookie and candy lady" to those children, for the rewards she gives them to help keep their yards and streets clean; and

WHEREAS, Mrs. Dawson received the 1999 Bea Christy Award from the Lansing Neighborhood Council;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, congratulates Mrs. Willie Dawson for receiving the Bea Christy Award for her exemplary efforts and her commitment to public service; and

BE IT FURTHER RESOLVED that March 8, 1999 shall be declared Mrs. Willie Dawson Day.

By Councilmember Bauer

Carried unanimously

RESOLUTION #111
BY COUNCILMEMBER MICHAEL MURPHY
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Servant Elise Yore Williams, born seventy-six years ago on March 3, 1923 in Lansing Michigan; and

WHEREAS, the Council has reviewed the qualifications of Mr. Bedford; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby confirms the Mayor's appointment of Henderson Bedford to the Review Board for a term to expire June 30, 2003.

By Councilmember Meyer

Carried unanimously

RESOLUTION #113
BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
PUBLIC IMPROVEMENT II/III

WHEREAS, pursuant to the Public Improvement I adopted by this Council, the Director of Public Service has completed the plans and specifications and furnished the following information:

PROJECT TITLE: Reconstruction of Reo Road from Pleasant Grove Road to M.L. King Jr. Blvd. 1998 Local Streets # 5, P.S. 01042.

PROPERTY BENEFITED

CURB AND GUTTER: All lands fronting on Reo Road from Pleasant Grove Road to M.L. King Jr. Blvd.

WHEREAS, Reo Road from Pleasant Grove Road to M.L. King Jr. Blvd. was scheduled to be resurfaced in 1998 and is included in an open construction contract known as P.S. #01042, 1998 Local Street # 5; and

AND WHEREAS, the City Assessor has completed the assessment roll for curb and gutter, based upon contract costs and other related costs of construction, and furnished the following information:

ENGINEER'S ESTIMATE, COST OF IMPROVEMENTS:

ASSESSMENT ROLL NO. 349	CITY CONTRIBUTION	ASSESSABLE TO THE PROPERTY OWNER
Curb & Gutter Costs	\$3,483.23	\$84,319.6

WHEREAS, Servant Elise Yore Williams is the proud mother of two sons and a beaming grandmother to one grandson and two granddaughters; and

WHEREAS, Servant Elise Yore Williams is a long time Westside resident; and

WHEREAS, Servant Elise Yore Williams worked with the State of Michigan for nearly 20 years and as a domestic helper for many years as well; and

WHEREAS, Servant Elise Yore Williams has served St. Stephen's Community Church, United Church of Christ, and provided ministry for 31 years regularly traveling across the United States and to the Holy Land;

NOW, THEREFORE BE IT RESOLVED that the Lansing City Council hereby pays tribute to Servant Elise Yore Williams for her hard work and dedication to the greater Lansing community.

By Councilmember Murphy

Carried unanimously

RESOLUTION #112
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has appointed Henderson Bedford to the Review Board; and

ASSESSMENT ROLL NO. 349	CITY CONTRIBUTION	ASSESSABLE TO THE PROPERTY OWNER
Storm Sewer Costs	\$29,351.97	\$0.00
Other Costs	\$273,649.45	\$0.00
Total	\$306,594.65	\$84,319.6

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby directs that the above-mentioned plans, specifications, and other pertinent information regarding this project be received, approved, and placed on file for public inspection; and

BE IT FURTHER RESOLVED the Director of Public Service is authorized to obtain the easements required for the project; and

BE IT FURTHER RESOLVED the Lansing City Council will hold a public hearing on Monday, March 29, 1999, at 7:00 P.M. in the Council Chambers, to review, prior to confirmation, said assessment roll; and

BE IT FURTHER RESOLVED that the City Clerk and the Public Service Director are hereby requested to give due notice of this public hearing as provided by Chapter 1020, Section 1026.06(c)(1), of the Code of Ordinances by publishing a notice of a public hearing in a daily newspaper of the City, not more than twenty days and not less than ten days before such public hearing. Said notice shall include the time and place of the hearing; a description of the section or area of the City determined by Council to be within the assessment district as contained in the special assessment roll; where the special assessment roll is on file and may be examined; that any person aggrieved by the assessments as contained in the special assessment roll or the necessity of the improvement, may file a written objection thereto which must be delivered to the City Clerk prior to the close of the hearing, or the person may appear and protest the same at the public hearing in person or by his or her representative; that the appearance and protest or written protest in the manner described is required if the person desires to appeal the amount of the assessment to the Michigan Tax Tribunal; and that any appeal to the Michigan Tax Tribunal must be taken within thirty days of the confirmation of the special assessment roll, provided a protest was timely made.

BE IT FINALLY RESOLVED, that pursuant to the requirement of 1962 PA 162, as amended, MCL 211.741, et seq.; MSA 5.3534(1), et seq., appearance and protest at the hearing in the special assessment proceedings is required in order to appeal the amount of the special assessment to the State Tax Tribunal. An owner or party in interest, or his or her agent may appear in person at the hearing to protest the special assessment,

or shall be permitted to file his or her appearance or protest by letter and his or her personal appearance shall not be required.

I hereby certify that funds are available for the City of Lansing's share of said project in accounts as follows:

		Account Number
City Share of C&G	\$3,483.23	41093369097400043852
City Share of Storm		

Charles S. Remenar,
Deputy City Controller

By Councilmember Beal

Carried unanimously

RESOLUTION #114
BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
PUBLIC IMPROVEMENT II/III

WHEREAS, pursuant to the Public Improvement I adopted by this Council, the Director of Public Service has completed the plans and specifications and furnished the following information:

PROJECT TITLE: Reconstruction of Hilliard Road from Miller Road to Doris Street, 1998 Local Streets #4 P.S. 01041.

PROPERTY BENEFITED

CURB AND GUTTER: All lands fronting on Hilliard Road from Miller Road to Doris Street.

PROPERTY BENEFITED

STORM SEWER: All lands fronting on Hilliard Road from Miller Road to Doris Street.

WHEREAS, Hilliard Road from Miller Road to Doris Street was scheduled to be resurfaced in 1998 and is included in an open construction contract known as P.S. #01041, 1998 Local Street #4; and

AND WHEREAS, the City Assessor has completed the assessment roll for curb and gutter, based upon contract costs and other related costs of construction, and furnished the following information:

ENGINEER'S ESTIMATE: COST OF IMPROVEMENTS.

ASSESSMENT ROLL #348	CITY CONTRIBUTION	ASSESSABLE TO PROPERTY OWNER
Curb & Gutter Costs	\$2877	\$41,452.32
Storm Sewer Costs	\$53890	\$75,026.06
Other Costs	\$106,217.61	\$0.00
Total	\$106,785.28	\$117,428.38

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby directs that Charles S. Remenar,
Deputy City Controller

By Councilmember Beal

Carried unanimously

RESOLUTION #115
BY THE COMMITTEE ON PUBLIC SERVICES

		Account Number
Sewer	\$29,351.97	41093369097400043852
City Share of Other Cost	\$273,699.45	41093369097400043852
Assessment Roll #349	\$81,131.96	40493360197410012002

the above-mentioned plans, specifications, and other pertinent information regarding this project be received, approved, and placed on file for public inspection; and

BE IT FURTHER RESOLVED the Director of Public Service is authorized to obtain the easements required for the project; and

BE IT FURTHER RESOLVED the Lansing City Council will hold a public hearing on Monday, March 29, 1999, at 7:00 PM, in the Council Chambers, to review, prior to confirmation, said assessment roll; and

BE IT FURTHER RESOLVED that the City Clerk and the Public Service Director are hereby requested to give due notice of this public hearing as provided by Chapter 1020, Section 1026.06(c)(1), of the Code of Ordinances by publishing a notice of a public hearing in a daily newspaper of the City, not more than twenty days and not less than ten days before such public hearing. Said notice shall include the time and place of the hearing; a description of the section or area of the City determined by Council to be within the assessment district as contained in the special assessment roll; where the special assessment roll is on file and may be examined; that any person aggrieved by the assessments as contained in the special assessment roll or the necessity of the improvement, may file a written objection thereto which must be delivered to the City Clerk prior to the close of the hearing, or the person may appear and protest the same at the public hearing in person or by his or her representative; that the appearance and protest or written protest in the manner described is required if the person desires to appeal the amount of the assessment to the Michigan Tax Tribunal; and that any appeal to the Michigan Tax Tribunal must be taken within thirty days of the confirmation of the special assessment roll, provided a protest was timely made.

BE IT FINALLY RESOLVED, that pursuant to the requirement of 1962 PA 162, as amended, MCL 211.741, et seq.; MSA 53534(I), et seq., appearance and protest at the hearing in the special assessment proceedings is required in order to appeal the amount of the special assessment to the State Tax Tribunal. An owner or party in interest, or his or her agent may appear in person at the hearing to protest the special assessment, or shall be permitted to file his or her appearance or protest by letter and his or her personal appearance shall not be required.

I hereby certify that funds are available for the City of Lansing's share of said project in accounts as follows:

		Account Number
City Share of C&G	\$28.77	41093369097400043852
City Share of Storm Sewer	\$53890	41093369097400043852
City Share of Other Cost	\$106,217.61	41093369097400043852
Assessment Roll # 348	\$117,428.38	40493360197410012001

RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
PUBLIC IMPROVEMENT II

WHEREAS, pursuant to the Public Improvement I adopted by this council, the Director of Public Service has completed the plans and specifications and furnished the following information:

PROJECT TITLE: Jolly Road Reconstruction P.S. #7 8025 Pinetree Road to

Collins Road

PROPERTY BENEFITTED

CURB AND GUTTER All lands fronting on the north side of Jolly Road from 240 feet west of Oakbrook Drive to Collins Road excepting all public streets and alleys and other land deemed not benefitted.

STORMSEWER All lands fronting on the north side of Jolly Road from 240 feet west of Oakbrook Drive to Collins Road excepting all public streets and alleys and other lands deemed not benefitted.

ENGINEER'S ESTIMATE, COST OF IMPROVEMENTS:

ASSESSMENT ROLL # 347	CITY AND FEDERAL CONTRIBUTION	ASSESSABLE TO PROPERTY OWNERS
CURB AND GUTTER	\$34,888.91	\$5,417.04
STORMSEWER	\$37,890.36	\$15,948.11
OTHER COSTS	<u>\$33,991.94</u>	<u>0.00</u>
TOTAL COSTS	\$435,873.26	\$31,365.15

TOTAL PROJECT COST \$467,238.41

SOURCES OF FUNDING IMPROVEMENTS

		Account Number
City Share of C&G	\$18,859.68	20045360197410050002
City Share of Storm Sewers	\$18,607.69	20045360197410050002
City Share of Other Costs	\$9,174.46	20045360197410050002
S.T.P. Share of Costs	\$325,895.43	Federal Share
Assessment		

RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the State of Michigan - Department of Management and Budget has proposed to construct a Vietnam Veterans Memorial along the east side of Butler Street between Allegan Street and Ottawa Street; and

WHEREAS, the Michigan Department of Transportation (MDOT) has applied for financial assistance in the form of federal-aid reimbursements through its Transportation Enhancement Activity Program; and

WHEREAS, this grant request will help defray the cost of construction of non-motorized access enhancements, including pathways and landscaping, at the Memorial site; and

WHEREAS, the Vietnam Veterans Memorial and its surrounding environs will contribute to the redevelopment and revitalization of the area; and

WHEREAS, there has been no request made for the appropriation of City funds for construction of the project; and

WHEREAS, this resolution does not authorize the expenditure of any City of Lansing funds; and

		Account Number
Roll # 338	\$31,865.15	40493360197410012000
TOTAL	\$467,238.41	

AND WHEREAS, it will be necessary to make two right of way acquisitions and obtain one grading easement; and

WHEREAS, under a cooperative agreement, the Michigan Department of Transportation will advertise and let for bid the specifications for said project as submitted by the Director of Public Service;

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby directs that the above-mentioned plans, specifications, engineer's estimate, and other pertinent information regarding this project be received, approved, and placed on file for public inspection; and

BE IT FURTHER RESOLVED the Mayor is hereby authorized to sign an agreement with the Michigan Department of Transportation for construction of said project; and

BE IT FURTHER RESOLVED the Director of Public Service is authorized to obtain the easements and purchase the right of way required for the project; and
BE IT FINALLY RESOLVED the City Assessor is authorized to prepare the special assessment installation roll information, based upon the bids to be received and other related costs of construction, and return the roll information to the City Council.

By Councilmember Beal

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 6

NAYS: 2 (Councilmembers Adame and Beal dissenting)

RESOLUTION #116
BY THE COMMITTEE OF THE WHOLE

WHEREAS, according to Paul W. McAllister, Transportation Enhancement Activities Coordinator for MDOT, support by the City of Lansing to this project will not affect the ranking of other City projects;

NOW THEREFORE BE IT RESOLVED, that the City of Lansing supports the project and supports MDOT in their Enhancement Grant Application.

By Councilmember Beal

Carried unanimously

ORDINANCES FOR INTRODUCTION

There were no Ordinances for Introduction

ORDINANCES FOR PASSAGE

There were no Ordinances for Passage

OTHER BUSINESS

➤ Public Comment on City Related Matters

Eugene Buckley of N. Hayford St. accused Councilmembers of being corrupt, incompetent and immoral City Officers. He stated that he conducted an investigation into the lease of space by the City Clerk's Office and found that warehouse space goes for \$2.50 per square foot, yet the City is willing to pay over \$10.00 per square foot for it. He declared this a total waste of tax payer money that was only passed because of a campaign contribution that the property owner made.

Alberta Jordan of 364 Helley in E. Lansing expressed condolences to the McKinstry Family over the loss of their son. She stated a demand for the same type of justice that the people who talk down to her receive. She spoke regarding her ongoing dispute regarding the arrest and imprisonment of her son Juan Lee Jordan.

Beverly Miller of 413 Pearl St. said that she believes that the FBI is looking into the McKinstry shooting because some Cities have a pattern of police brutality and racism within the Police Department. That is a large part of the problem with blacks and hispanics that may feel that Lansing is beginning to fit some type of pattern. She spoke regarding the decision of the EPA to take corrective action with regard to the Motor Wheel Corporation property clean up. The Ingham County Drain Commissioner has decided to look at pollution levels in the Red Cedar River and she believes that he should be concentrating on the Grand River.

Helen Fiser of 12100 S. Cork Rd. in Morrice, MI said that one week from tonight the City Council will conduct a Public Hearing on funding options for the CSO Project. Yet there is still nothing on the table. No proposal for funding that has been endorsed by Councilmembers for the public to approve or disapprove of. Mayor Hallister has made proposals to Council, but they have not put anything on the table as having received their support. Now they will throw something out and the people will not have had enough time to study it.

Reese Davis of 1351 Roosevelt said that she sells hot dogs downtown, but she also has a year-round establishment in Old Town. She also lives in Downtown Lansing. She does not feel that the City should be fighting about the sale of hot dogs by street vendors Downtown. We need more diversity in food sales in the downtown area. When did the PSD plan on telling the Hot Dog Vendors what was going on? All she wants is a chance to make a living. She does not want to have to encourage her friends to boycott restaurants in the Downtown area because of the PSD's unfortunate decision. She took business classes at LCC in which she learned that competition is healthy and should be encouraged because it spurs sales.

Councilmember Benavides invited Ms. Davis to attend the Public Service Committee Meetings to discuss the decision of the PSD regarding hot dog vending permits.

Councilmember Beal indicated that the next meeting of the Public Service Committee would be on Thursday, March 18th at 3:00 P.M.

Councilmember Leeman noted that there is a rumor going around about the hot dog vendors. They should attend the next meeting of the PSD on Tuesday at 6:00 P.M. at the Accident Fund Building. We need vendors downtown.

Councilmember Allen said that she hopes that this issue does not get too blown out of proportion. She would like both sides to reach a compromise. She does not want to endanger business downtown, but she does want to keep the hot dog vendors in the area.

Councilmember Murphy noted that the letter is submitting recommendations to Council and asking that Council take a position on the issue and make it's wishes known.

Hasna Gempel of 1526 Knollwood Ave. said that she feels very bad about the vote on her claim settlement tonight. She stated that she tried to call the Building Safety Department about this fine, but received no assistance from them. The City of Lansing operates like a dictatorship in matters like this. It is not fair what they do to the public.

Russell Terry of 121 E. Mt. Hope said that he is displeased with the lack of effort put forth by Councilmembers to honor Veterans. He does not believe that the Civic Center needs to be torn down. This deal smells like a rat and it's a rat with two legs.

Clyde Smith of 2244 Tecumseh River Dr. recommended two books "Dirty Little Secrets" and "Slaves in the Family." Thousands of people are working in the right direction for the races to come together. We are going in the right direction. He announced that on May 15, 1999, there will be an awards ceremony to honor heroes from the IPD who go above and beyond the call of duty. There are heroes in Lansing whom we need to show that we honor and love and care about. He hopes that this takes off and gathers support so that people can show their respect for our Police Officers. This is an important thing to do and to pass down to future generations.

Harold King of 1563 N. High St. criticized the letter from the Principal Shopping District regarding their decision not to issue permits to Hot Dog Vendors in the Downtown area. The City Council has said that they want to promote a walkable community, and now they are going to say that you cannot have hot dog vendors downtown? What about Veterans? Will the City now tell them that they cannot operate in the Downtown area? He asked about a letter of complaint regarding the behavior of a member of the Board of Police Commissioners that he sent to City Council on December 10, 1998. He has had no response to this letter. He went to the Mayor's Office last Friday and was told that he needed to set up an appointment with the Mayor. Now this Police Commissioner will be in a position to pass judgement on Police Officers in the McKinstry shooting investigation.

Council must be willingly trying to irritate Lansing Citizens. This is like putting a knife in the backs of Lansing residents.

William McMasters, of Tax Payers United, asked when the City of Lansing will pay back Storm Water Enterprise Fund Fees that they collected prior to 1998? The City is continuing in effort to fund this project which has been declared illegal by the State Supreme Court.

Charlene Decker of 2711 Pleasant Grove criticized the act of searching citizens who enter the Capital Building. This is being done in connection with the hostile takeover of Detroit Schools by Governor Engler. Two Representatives said that they were threatened, and consequently everyone entering the Capital is subject to a search. The Citizens of Lansing mistrust their investigation into the McKinstry shooting because of cynicism. She attended a true public forum last week in which comments could be made and statements made and questions asked and answered. People had an opportunity to respond to the questions asked. She commended Councilmembers Adame and Murphy for discussing items that they will be voting on.

Dario Medrano of 617 Louisa said that he has given his word to a young hispanic man that he would get the Los Darios Club De Boxeo back together again. That young man's name was Isaac Rivera. He will come back again and ask for Council's assistance to reinstate his boxing club.

● COMMITTEE REPORTS

There were no Committee Reports

CITY OFFICER & BOARD REPORTS

1. Letter from the City Clerk submitting Licenses and Bonds for Referral: Dance Entertainment Permit to be held in Conjunction with a 1998 Class C License issued to Ramon's North, Inc. 718-720 E. Grand River Ave

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

2. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

3. Letters from the City Attorney re:

a. Terry J. McKanev City of Lansing, et al

REFERRED TO THE COMMITTEE OF THE WHOLE

b. Alexander Bolt v City of Lansing

REFERRED TO THE COMMITTEE OF THE WHOLE

- a. Appointment of Henderson Bodiford to the Board of Review for a Term To Expire June 30, 2003

RECEIVED AND PLACED ON FILE (HANDLED AS RESOLUTION #112 UNDER SUSPENSION OF THE RULES)

- b. Request for Appropriation of Community Promotions Funds; Lansing Community College - Retirement Celebration for President Abel Sykes

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- c. Lansing Police Department Citizen Satisfaction Survey; Results from the 1999 Survey of Breaking and Entering Complaints

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- d. Recommending an Amendment to the Parks and Recreation Five Year Master Plan for Inclusion of a Skateboarding, In-line Skating, BMX and Related Sports Park

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- e. Trash Violation Fee; (V-38, Memo #3)

RECEIVED AND PLACED ON FILE

- f. Public Improvement II, Reconstruction of W. Miller Rd. from Waverly Rd. to Pleasant Grove Rd.

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- g. Administrative/Executive Transfers

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- h. Public Improvement I, Curb & Gutter and Storm Sewer Facilities on Marshall St. from 300' North of Jerome to E. Grand River Ave.

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- i. Transfer of Funds HRCS

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- j. Wonderland of Lights Income Statement

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- k. Request to Hold the Lansing Lignum Midwest League Golf Outing at Groesbeck Golf Course on June 22, 1999 from 9:00 A.M. to 2:00 P.M.

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

Councilmember Allen stated her agreement with comments made by Helen Fisher. A lot of people who have paid their assessment do not realize that Councilmembers need to go out into the community and accept comment.

Councilmember Leeman said that it is his understanding that the City is now going back to the appeals court for a determination of how much the City will need to pay back in Storm Water Enterprise Fund fees.

City Attorney Smierla said that the issue needs to get down to the Court of Appeals and then either side can bring up the question of whether past fees need to be paid back.

4. Letters from the Mayor re:

I. Lansing Approved as Sponsor for AmeriCorps's VISTA

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

m. City of Lansing Year 2000 Inventory & Assessment Report

REFERRED TO THE COMMITTEE OF THE WHOLE

- n. Suspension item from Councilmember Adade; a Letter from the Board of Water & Light requesting approval of Outside Legal Counsel

REFERRED TO THE COMMITTEE OF THE WHOLE

- o. Suspension item From Councilmember Adade; a letter from the City Attorney submitting a Order of Judgement in the Jackson National Life matter

RECEIVED AND PLACED ON FILE

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. Letters from Christine Timmen regarding City Council Rules of Conduct for Public Speakers and Police Department Procedures and Policies

RECEIVED AND PLACED ON FILE

2. Letter from the State of Michigan Department of Transportation submitting a Finding of No Significant Impact (FONSI) for Development Projects at the Capital City Airport

REFERRED TO THE MAYOR AND THE PUBLIC SERVICE DEPARTMENT

3. Letter from the Eastside Neighborhood Organization submitting a proposal for a City of Lansing Animal Control Ordinance

REFERRED TO THE MAYOR AND THE CITY ATTORNEY WITH A REPORT REQUESTED WITHIN 30 DAYS

4. Letter from the Principal Shopping District Recommending that the City of Lansing discontinue the practice of Issuing Licenses and or Permits to Temporary or Seasonal Food Vendors

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

COUNCILMEMBERS COMMENTS

Councilmember Leeman made the point that the bonding for the CSO Project is a separate issue entirely. He said that the Administration has been in contact with the owner of the Civic Center regarding the contents of the Time Capsule, and that whole issue will be dealt with. Darryl Burgess is quite emotional about this issue. He said he hopes that we get all of the appropriate items from the time capsule. He announced that US-27 near Frander will go under construction beginning March 15, 1999, and will be cut down to one lane going in each direction. Studies show that 50,000 vehicles travel this highway daily. This will become quite a big headache, as construction will go on for 6 months. He urged people to avoid this area as much as possible. Additionally, eastbound I-496 will experience travel delays because of the construction to US-27. Both of these highways should be avoided as much as

possible. He thanked everyone involved in the CATA Frander bus issue. He has no idea what the Public Service Department has to do yet, they may need to fix the curbs at the shopping center. Regarding the decision of the EPA with regard to the Motor Wheel site reclamation project, this situation will have to be monitored for some time. He urged everyone to participate in the ENO Spring Souper this Saturday, March 13, 1999, at the Pilgrim Congregational Church. He expressed condolences to the family of Beatrice Vincent, a 96 year old constituent who passed away recently.

Councilmember Murphy confirmed the regularly scheduled meeting of the Public Safety Committee this Wednesday at 8:00 A.M. He said that Mr. Harold King's reference to a member of the Board of Police Commissioners was uncalled for. He said that he would welcome an opportunity to work with all parties involved in Mr. King's dispute to see if there can be a resolution of the problem that existed. He would be willing to work with Mr. King, the Commissioner referenced, and Mr. Wiener to get this settled.

Councilmember Meyer confirmed the regularly scheduled meeting of the Ways and Means Committee this Wednesday, March 10, 1999, at 4:30 P.M.

MAYOR'S EXECUTIVE ASSISTANTS
RESPONSE TO COMMENTS

Mr. Wiener reported that he spoke with Board of Water & Light Director, Joe Pandey, today, and the wells referenced by the EPA are closed. This is a positive reference, because the EPA wants these wells cleaned up. He said that Mr. McMaster's statements that the CSO Project was illegal are incorrect. That is not what the Supreme Court said. They said that the funding methodology implemented by the City was illegal, not the separation project. He assured the Audience that the Administration has had conversations with the Builder and the Governor's Office about retaining a memorial to Veterans. There is a great deal of interest in maintaining a memorial. He expressed his appreciation to Dennis Sykes, Representatives of CATA, and the owners of Franderson Properties for getting together and reaching a solution to the bus service issue at Frander.

ADJOURNED 10:00 P.M.
MARILYN S. ADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF MARCH 15, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: None

The Invocation and Pledge of Allegiance were led by Father Gus Christo of Holy Trinity Greek Orthodox Church

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of March 1, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

There were no Late Items

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Councilmember Leeman announced that at the Planning Board Meeting Tomorrow night in City Council Chambers, they will hold a public hearing on the Downtown Area Comprehensive Plan. He urged public participation in this planning process. He reported that the reconstruction of US-27 is due to start in 10 days. Traffic will be reduced to one lane in each direction for the duration of this project. Other traffic will be routed through Howard St. and Homer St. He asked that people use caution when driving through these residential streets. This project will also cause traffic delays on I-496 as traffic tries to exit onto US-127, so be prepared for delays there, as A. Mayor Hollister presented a Proclamation declaring March 21, 1999 as "The Lansing Sister Cities Circle of Friends Day" to Larry Smith, Mgr. Labor and Community Relations for Sparrow Hospital; Barbara Roberts Mason, Chair of the Lansing Regional Sister Cities Commission; Maxine Hankins-Cain of the Lansing School District/Lansing-Ghana Committee; and Paul Pratt 2nd Vice Chair of the LRSCC; Barbara Roberts Mason reported that She, along with Paul Pratt and Maxine-Hankins-Cain took a trip to the Republic of Ghana in Africa in 1997 and discovered health care was inadequate. They came back and began working on a project to Educate our Community on the needs in our Sister Cities. In May, they will return to Ghana, along with 30 other Residents, to deliver health care supplies and resources. They are happy to accept this Proclamation on behalf of the Sister Cities Commission. They are proud of our Sister City Connections in Russia, Japan, Mexico and Ghana. They would like to see this program expanded so that everyone understands the importance of these associations. The Boundaries of our lives go beyond the boundaries of our immediate community. They are fortunate in being able to take hospital beds, examination tables and used ambulances, as well as other medical supplies, to Ghana with them. She thanked Mayor Hollister and Sparrow Hospital for their support and help with this project. She invited all Churches to say a prayer for them this Saturday, and take up a special offering for this needy community. Donations in the form of a check can be sent to the Sister City Commission, Lansing City Hall, 124 W. Michigan Ave., Lansing, MI 48933.

Larry Smith of Sparrow Hospital, said that they are happy to be able to help this

well.

Councilmember Allen reported that she read to two classes at Verlinden Street School last week. She read a list of the names of the students in the two classes. and said hello to all of them.

Councilmember Murphy announced a meeting of the Public Safety Committee this Thursday, March 18, 1999, at 7:00 P.M., at the Cristo Rey Community Center at which they will take up the issue of Traffic Calming in Area 5. They are looking at ways to make streets our City streets safer and more neighborhood friendly. He urged all of the residents in North Lansing to attend this meeting.

Councilmember Bauer announced a Parks Board Meeting, Tomorrow Night at 7:00 P.M. at the Lett's Community Center where they will take up the project at Frances Park on Moores River Drive to shore up the shoreline along the Grand River. This will be an informational session, open to anyone who is interested in the project.

Mayor Hollister announced that the LPD Firing Range has been reopened and Officers are now back using the range on a regular basis. The parking lot has not been paved yet, because of the weather, but operationally, the renovation to the facility has been completed. He announced that this Thursday, March 18, 1999, at 11:00 A.M. is the ground breaking for the Potter Park Zoo Educational/Entrance Plaza. He urged Councilmembers to attend the event. He distributed a detail of the entrance/exit ramps that will be closed because of construction to US-127. He will have more information available by the end of the week.

Mr. Wiener announced that the building that formerly housed the "Studio De Dance," an historic victorian structure on Michigan Ave. next to Sparrow Hospital, will be moved on March 17, 1999 at 9:00 A.M. It will first be moved to the Sparrow Hospital Parking lot, and then on to a new location in Williamston. He invited young people between the ages of 17-21 years of age, who are interested in joining the LPD Cadet Program, to attend a dinner for students and their parents. Anyone interested in this type of career is invited to call 483-4801 for further information and to make reservations.

➤ Special Ceremonies

Sister City. Many supplies and equipment are being gathered together to make this trip.

Paul Pratt, Vice Chair of the LRSCC, said that he will not be going along on this trip, but some of his money will be going. He thanked Martha Fujita of the Sister Cities Commission, and Debra Brown, who visited several Schools in Ghana and found that they had neither floors, windows, nor school supplies. Consequently, they are soliciting school supplies to send to Ghana, as well.

Mayor Hollister said that Middle School and High School are making student delegate visits to our Sister Cities in Russia and Otsu, hopefully, this program can be expanded to include student delegates as well.

Councilmember Bauer remarked on the overwhelming results when people reach out to each other across the world. Contributions from Lansing Residents recently enabled a Student of Music from St. Petersburg to continue his studies.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

1. To accept Public Input on Funding Options for the Financing of the CSO/Stormwater Project

Rita Kline of 3318 Kenbrook related newspaper articles attributing certain concern the measurement of each City off ansing parcel, and the length of time it would take to get a funding methodology in place if we were to wait for such a task to be completed. She believes that sometimes you must depend on the advice and input of the expert engineers and the financial and legal expert that you have hired to do a job. We need to find a legal and fiscally acceptable solution to this problem, and a timely one as well. She urged Councilmembers to fund both systems separately.

Kelly Proper of 111E. Caynaugh said that she pays more money in user fees every year than she pays in taxes. She believes that this City has their priorities mixed up. There are a number of things in the Budget that we could do easily without, such as the cell phones. She urged Councilmembers to look for efficiencies as they go through the budget process and cut some of the fat from the budget that can to pay for the CSO Project. Let us go into the next millennium with an attitude of rebuilding trust.

Councilmember Meyer raised a point of order with President Benavides concerning a person in the audience who is sitting behind the podium and displaying a sign that is disruptive. The sign is making a statement that is other than what the speaker is saying and this could be misconstrued by viewers at home. This is discourteous to the speakers, and he would like it to stop.

President Benavides instructed Mr. Buckley to wait until it is his turn to speak to display his sign.

Walter Jones of 215 Rumsey said that there are two sewer systems in Lansing; the stormwater system and the sanitary sewer system. Lansing has 40,000 parcels in the system, and every parcel is unique. Each is different from the other. Mayor Hollister's proposal to raise \$2,000,000 would take 10 engineers 2-3 years to do at a cost of \$3,000,000. Why spend \$3,000,000 to raise \$2,000,000. This methodology would not allow the City to assess a portion of the costs to the Townships, who would continue to get a free ride on this issue, just as they are now. The City cannot take money from the General Fund of the Townships. If the City issues bonds for the improvements, they still cannot collect from the Townships and the Counties. The only way to settle this whole thing is to meter the water from each parcel and put all of the expenses on the sewer system on a metered water charge and the measure should be by each hundred cubic foot. This charge should be on a commodity basis, and everyone should be charged the same thing.

Ron Blumberg of 2126 Moores River Dr., said that he has been on the Public Service Board for the past three years. They have spent a considerable amount of time and effort on the problem of how to fund the sewer separation project. The approach that the City adopted was well reasoned and intelligent. The Board supports the City's efforts to continue to fund this project. Council has some tough decisions to make, but he support going forward and adopting a reasonable and fiscally responsible approach to funding methodology.

Grächen Couraud of the Lansing Regional Chamber of Commerce urged Councilmembers not to adopt anything that will not stand up in court. It is not worth the cost. The Chamber is not clear on the process, time lines and permitting fee structures. They urge Councilmembers to consider alternative sources of funding, such as budget efficiencies, before asking for money from the tax payers. There are other things to look at. They are eager to work with Council as they proceed through this process.

Willy Williams of 505 W. Lenawee said that the newspaper needs to use specifics more often. People have not understood this program, because of the lack of specific information that was given to them by the media. Whichever measure the City adopts, it needs to be fair, as he thought the Storm Water Enterprise Fund Ordinance was.

Steffanie Whitbeck of 620 W. Ionia suggest that Councilmembers look to the Board of Water & Light for a long term solution to the funding problems of the CSO Project. The Charter allows for the Council to give the Board of Water & Light this utility to operate. It makes sense for them to do so. She recommended that they take a look Robert Swanson, City of Lansing Finance Director, said that the Administration forwarded their assessment of option that are available to fund this project to Council

statements made at the Committee of the Whole Meeting last week to her. The remarks

Howard Jones of 426 W. Barnes Ave said that He knows all about the CSO Project. Councilmembers need to take a microscopic look at the budget. There is a lot of money in it. It is an operating Budget of \$390,000,000 and they should be able to find \$3,000,000 that can be applied towards funding of the CSO Project. He asked the Administration to go to the State of Michigan and the Federal Government for assistance in funding this project. The Council should look carefully at the public relations budget of \$3,000,000. We do not need to spend this amount of money. We need to reduce the dollars spent on consultants that do not do anything good for the citizens of the City. They should also look closely at the Finance Department Budget, as well as other departments to find out how they are spending their money. There should not be any appropriations for overtime, nor for conferences. The City needs to ban the use of herbicides, pesticides and fungicides that are being sprayed on lawns.

Helen Fiser of 12100S. Cork Rd. in Morrice, MI read an excerpt from a book by Michael Brown. She stated that she does not know why the Administration keeps bringing the same type of proposals back to Council. Councilmembers should adjust the budget and cut the fat before they come to the people to ask for money to fund the CSO Project.

Dick Fiser of 12100 S. Cork Rd. in Morrice, MI asked how many millions of dollars are ripped off from the public in CSO litigation. Council can keep spending money on litigation, or they can cut the budget and fund the CSO that way, honestly.

at ACT 51 and its components. Council can earmark revenue. They need to work on a process. The process of proposals and recommendations from the Administration does not work. We need to work together to find a solution to this funding problem. The people of the City need a little slack, not to have to pay additional fees for everything.

Rick Kibbe of 300 Shepard St. said that he is pleased to see such a thoughtful response to the peculiar court guidelines. He is pleased that Council has crafted an option to put more of the charge on a commodity rate. There is a certain wisdom to that approach. The City of Lansing is carrying the burden for all municipalities in the State of Michigan. They are all waiting to see what we are going to do on this. Is there any way to ask other municipalities to assist us in this process? Can we initiate a brainstorming session with engineers from other cities and ask them for financial assistance? They are all going to benefit from the results of the solution that Lansing develops. It is unfair for the City of Lansing to foot the bill to find a solution that the State of Michigan Supreme Court can go along with.

Beverly Miller of 413 Pearl St. said that studies show that when water comes into the City is basically pretty nasty, and when it leaves the City, it has not changed much, it is still in basically the same condition. Council needs to come up with a straight amount and fund this project day to day. We need to fund this year's projects, not the projects for 30 years down the road. She asked how much the City really needs for this year's portion of the project? Do they really need \$10,000,000 per year? And if so, how will they come up with it.

Alexander Bolt of 1230 Ree Rd. said that 75% of City Residents will receive no new benefit from the CSO Project. On the EHA Methodology, he believes that Justice Weaver was serious when she questioned this methodology. He urged Councilmembers to look in the syllabus. The Court decision was designed to enforce the Headlee Amendment. He read page #21 of Justice Weaver's dissent.

Tom Lafferty of 1806 W. Michigan Ave asked how much pollution the Residents of Lansing are putting into the River? He reported witnessing repair to a newly installed sewer line today on Verlinden and E. Michigan Ave. The crew that was out there was drain snaking a brand new 18" pipe. Why does a brand new pipe need to be snaked? What quality of work are we putting up with?

Councilmember Leeman explained that following the installation of new sewer lines a camera is introduced to the pipe to insure that it is working properly. That the may be what was happening on E. Michigan and Verlinden today.

in January of 1999. This month, they forwarded their recommendations for selection of a funding methodology. There are 5 options that can be used; a) property tax

increase which has zero legal risk attached to it. b) a bond issue approved by the voters. c) a revised stormwater fee that would meet the guidelines of the supreme court. d) placement of the cost on sewer bills. e) paying for it from the General Fund through the Budget process.

The Administration recommends two approaches. One is a revised stormwater fee that will meet the tests of the Supreme Court. This approach would raise 35% of the fund that the old fee raised. The other is to pay 2/3 of the capital costs of construction through sewer rates and put a bond issue on the ballot and let the people choose.

Councilmember Deal asked Mr. Swanson about the cost of extending sewer service to Alameda Township. Mr. Swanson responded that the total cost is \$2,000,000. Of that amount \$2,000,000 is coming from a state grant.

REFERRED TO THE COMMITTEE OF THE WHOLE

> Public Comment on Legislative Matters:

Mike O'Leary, representing the Blue Coyote Brewing Company, said that he is here to answer the questions of Councilmembers with regard to their application for rezoning Z-1697, 113 Pere Marquette.

Tom Lafferty of 1806 W. Michigan spoke regarding the traffic calming project that will be taken up by the Public Safety Committee.

Rand Rilkin, no address given, said that he is the co-owner of a parking lot that is being used by the Blue Coyote and other businesses in that immediate area. They are concerned about the potential impact on their business revenues that a decrease in parking requirements for the Blue Coyote would have. They would like to evaluate the potential for negative impact on their revenues that this rezoning through decreased parking requirements. He said that he is not sure that this rezoning is supported by the comprehensive plan for the downtown area.

LEGISLATIVE MATTERS RESOLUTIONS

RESOLUTION #117 BY COUNCILMEMBERS SANDY ALLEN RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Kellie P. Dean, the President and Owner of Dean Transportation, employees over 400 employees and provides Specialized Transportation services to public agencies throughout Michigan;

WHEREAS, Kellie P. Dean is a graduate of Michigan State University with a Masters Degree in Special Education Administration;

WHEREAS, Kellie P. Dean worked with the Lansing School District after graduating from Michigan State as a Special Education Teacher, an Assistant Principal at Henry
WHEREAS, Stuart D. Goodrich received an Appreciation Award from the Lansing Health Foundation and a Certificate of Appreciation from the State of Michigan Department of Public Health "For Years of Volunteer Service to Children needing Vision Care at Beekman School for the Handicapped;" and

WHEREAS, Stuart D. Goodrich received an "Unsung Hero Award" from WLNS-TV, and an appreciation award from the WKAR's Radio Talking Book for being the "Driving Force in Saving the Program by Involving the Lions Clubs;"

WHEREAS, Stuart D. Goodrich accomplishments have been acknowledged this year by the South Lansing Business Association;

NOW, THEREFORE BE IT RESOLVED that the Lansing City Council hereby congratulates Stuart D. Goodrich as the 1999 South Lansing Business Association's Community Service Person of the Year.

By Councilmember Allen

North Elementary School, and a supervisor of programs for the physically or otherwise Health Impaired and Hearing Impaired; and

WHEREAS, Kellie P. Dean has over 20 years of volunteer experience in Special Olympics including serving as a Director for the Michigan Special Olympic and on the Sports Board of Directors of Special Olympics International, and raising \$150,000 annually for these special athletes; and

WHEREAS, Kellie P. Dean has served as President Association for Pupil Transportation, and as a Chair of the Michigan Department of Education's Pupil Transportation Advisory Committee and its Special Education Committee; and

WHEREAS, Kellie P. Dean is a nationally recognized presenter on various topics related to Specialized Transportation issues and Medically Fragile Children and regularly consults with School Districts and Departments of Transportation throughout Michigan and the United States; and

WHEREAS, Kellie P. Dean's business acumen and accomplishments have been acknowledged this year by the South Lansing Business Association;

NOW, THEREFORE BE IT RESOLVED that the Lansing City Council hereby congratulates Kellie P. Dean as the 1999 South Lansing Business Association's Business Person of the Year.

By Councilmember Allen

Carried unanimously

RESOLUTION #118 BY COUNCILMEMBERS SANDY ALLEN RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Stuart D. Goodrich, owner and operator Goodrich Optical in Lansing since 1968, has been married to Kathleen for 38 years and has two children and five grandchildren; and

WHEREAS, Stuart D. Goodrich is a Charter Member of the Holt Lions Club, Founder and Past Chairman of its Sightmobile Program, and Chairman of the Lions Club International Convention Committee; and

WHEREAS, Stuart D. Goodrich twice received the "Distinguished Service Award" from the Opticians Association of Michigan, and the "Excellence In Education Award" from the Lansing Regional Chamber of Commerce; and

WHEREAS, Stuart D. Goodrich has also received numerous awards and recognition from the Lions Club International; and

Carried unanimously

RESOLUTION #119 BY THE COMMITTEE ON WAYS AND MEANS RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, as of March 9, 1999, FY 99 funding for snow removal activities was estimated by the Public Service Department to be 87% expended; and

WHEREAS, the City prudently plans Act 51 budgets such that funding for one additional major snowfall is retained in the fund balances of both the Major and Local Streets Fund to provide for events such as higher than normal snowfall; and

WHEREAS, available balances in existing Act 51 appropriations for other road, bridge and traffic related activities cannot be accurately forecast pending identification of spring and weather related maintenance needs; and

WHEREAS, there remains a probability of additional snowfall over the next month and the City Council recognizes the need to ensure sufficient funds are available to remove snow and salt and sand streets as may be necessary, without delay in awaiting appropriation of any additional needed funds.

NOW THEREFORE BE IT RESOLVED that the administration is authorized to administratively transfer or appropriate necessary funding, within available balances in the Act 51 Funds, for snow removal on an as needed basis, and report such transfers according to the process established for reporting of administrative transfers; and

BE IT FURTHER RESOLVED THAT the Administration agrees that funds appropriated or transferred for snow removal in FY 99 shall not be reallocated to any other purpose without prior Council approval.

By Councilmember Meyer

Carried unanimously

RESOLUTION #120

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

That the following transfers be approved;

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$2,731.30	State/Fed. Prog.-NYPPP-Corva. Svc 273-833710-743000- 17805	Fringe Benefits 273-672500-7- 000-17805

(Final close out of financial detail for the CSAP Federal Demonstration and Planning Grant for Neighborhood Youth and Parent Prevention Partnership for the year ended 6/30/97.)

(Appropriation of estimated County 911 proceeds for remediation of 911 "Y2K" related computer problems. The amount is based on current estimates only. Should Ingham County provide additional funding to meet Y2K related needs, the administration is authorized to administratively create accounts and make necessary appropriations of such funds. Revenue detail account 410-0-58001-43860.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$30,521.62	Central CATV Cable Grants 101- 112110-963001-0	
\$15,521.62		CATV-Equipment 101-112110- 977000-0
\$15,000.00		CATV-Supplies 101-112110- 742000-0

(Purchase of three cameras and related supplies.)

By Councilmember Meyer

Carried unanimously

RESOLUTION #121

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the City of Lansing is named as a defendant in a workers' compensation action, ID# 99 DH 8719, involving alleged work related injuries; and

WHEREAS, it is proposed that said action be resolved by virtue of entering into a

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$10,000	Mgmt Svcs-General Garage-Equipment 101-173150-977000-0	Misc. & Oper. 101- 173150741000-0

(Software for the fleet management system is properly classified as an operating expense rather than equipment.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$1,073,000	General Fund-Fund Balance 101-0- 390001-0	Operating Transfers-Infrastructure 101-966000-991410-0
\$1,073,000	Estimated Revenue-Infrastructure 410- 0-170001-0	Mainframe Computer Upgrades 410- 933690-977000-43812

(Funding for year 2000 computer related remediation. Revenue detail account 410-0-696011-0. Included is administrative authority to transfer between the Mainframe Computer Upgrades account and General Fund Debt Service accounts. Authorization is included to finance up to \$1,000,000 of \$1,073,000 in costs (above) for the FY99 remediation project under P.A. 99. The term of such financing and the stated useful life for financed purchases shall not exceed 5 years.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$750,000	Estimated Revenue-Infrastructure 410- 0-170001-0	911-Y2K Remediation 410- 933290-977000-43860

redemption/settlement agreement in which the City of Lansing would agree to pay to Plaintiff the sum of Twenty-Three Thousand Dollars (\$23,000) in exchange for a complete redemption and release of the City from any past, present, and future liability regarding any alleged injuries what soever; and

WHEREAS, the proposed settlement is recommended by the Mayor, the Personnel Department, the City of Lansing fund administrator, and the City Attorney;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby approve the payment of Twenty-Three Thousand Dollars (\$23,000) pursuant to said proposed settlement agreement as a full and final settlement of said action.

BE IT FINALLY RESOLVED that the Law Department is authorized to prepare and execute the requisite documents to complete settlement of the aforementioned lawsuit,

By Councilmember Meyer

Carried unanimously

RESOLUTION #122

RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Whereas, situation arise where it is legally required and/or preferable to obtain outside legal counsel due to a conflict of interest or expertise in a particular area; and

Whereas, pursuant to the City Charter, City Council approval is required before outside legal counsel may be utilized by the City Attorney or the Board of Water and Light's legal counsel; and

Whereas, the Board of Water and Light's legal counsel solicited and reviewed responses from a number of qualified legal firms interested in doing business for the Board of Water and Light; and

Whereas, based upon the written information submitted and, in some cases, the prior performance of the legal representation provided to the Board of Water and Light, the City Attorney and the Board of Water and Light legal counsel have prepared a list of law firms they are recommending to the Mayor and City Council for pre-approval for outside legal work on behalf of the City of Lansing and/or the Board of Water and Light; and

Whereas, the Mayor has concurred in the City Attorney's and the Board of Water and Light's legal counsel's recommendations; and

Whereas, the Committee of the Whole has reviewed and concurs in the recommendations by the City Attorney and the Board of Water and Light's legal counsel;

Now, therefore, be it Resolved, that the following law firms be pre-approved for the next two (2) years for outside legal work on behalf of the Board of Water and Light:

1. Canady Law Offices
2. Clark Hill, PLC
3. Dickinson, Wright, PLLC

That the an Ordinance to amend the Code of Ordinances of the City of Lansing by Amending Chapter 658 by Adding a New Section 658.08, for the purpose of including Threatening Behavior Using Laser Devices as a Prohibited Offense, was introduced by Councilmember Murphy and referred to the Committee on Public Safety.

RESOLUTION #123

RESOLUTION SETTING PUBLIC HEARING

By Councilmember Murphy

RESOLVED BY THE CITY COUNCIL, CITY OF LANSING, that a public hearing be set for Monday, April 5, 1999 at 7:00 P. M. in the Council Chambers, 10 Floor, City Hall, 124 W. Michigan Ave., for the purpose of considering an Ordinance to amend the Code of Ordinances of the City of Lansing by Amending Chapter 658 by Adding a New Section 658.08 for the purpose of including Threatening Behavior Using Laser Devices as a Prohibited Offense

Interested persons are invited to attend this public hearing

By Councilmember Murphy

Carried unanimously

ORDINANCES FOR PASSAGE

BY COUNCILMEMBER ADAMO

That the we move to the passage of Ordinances

CARRIED UNANIMOUSLY

BY COUNCILMEMBER ADAMO

That the Ordinance when read by its title for a second time, be considered as read in full

CARRIED UNANIMOUSLY

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

BY COUNCILMEMBER ADAMO

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-16-97; 113 Pere Marquette, be placed on order of immediate passage.

CARRIED UNANIMOUSLY

4. Foster, Swift, Collins & Smith, PC
5. Howard & Howard
6. Melvin S. McWilliams, PC
7. Willingham & Cote, PC

By Councilmember Bauer

Carried Unanimously

ORDINANCES FOR INTRODUCTION

INTRODUCTION OF ORDINANCE

AMENDING CHAPTER 658,

ADDING A NEW SECTION 658.08

INCLUDING THREATENING BEHAVIOR

USING LASER DEVICES AS A PROHIBITED OFFENSE

By Councilmember Murphy:

BY COUNCILMEMBER ADAMO

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-16-97; 113 Pere Marquette, be now passed

YEAS: Councilmembers Adamo, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: None

ORDINANCE #2430

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES. The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification on the property described as follows:

Case Number:	Z-16-97, 113 Pere Marquette
Parcel Numbers:	PPN 3301-16277-30

COMSE CORLOT 33, THN 64.10 FT TO CENTER OF WALL, W ON C/L WALL 172 FT TO W LINE LOT 33, S 63.58 FT TO S LINE LOT 33, E 172 FT TO BEG. ASSESSOR'S PLAT NO. 36 OF BLOCK 243, ORIG PLAT, CITY OF LANSING, INGHAM COUNTY, MICHIGAN

from "H" Light Industrial to "G-1" Business District.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from its passage unless given immediate effect by the City Council.

MARILYNN SLADE, CITY CLERK

By Councilmember Murphy

That the Ordinance when read be considered as read in its entirety.

By Councilmember Murphy

Resolved by the City Council of the City of Lansing that an Ordinance Amending the Code of Ordinances of the City of Lansing by Amending Chapter 1424, The Electrical Code, for the Purpose of Providing for the Adoption, by Reference, of the 1999 Edition of the National Electrical Code, be placed on order of immediate passage

Carried unanimously

By the Committee On Public Safety

By Councilmember Murphy

Resolved by the City Council of the City of Lansing that an Ordinance Amending the Code of Ordinances of the City of Lansing by Amending Chapter 1424, The Electrical Code, for the Purpose of Providing for the Adoption, by Reference, of the 1999 Edition of the National Electrical Code, be now passed.

YEAS: Councilmembers Adade, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: None

By Councilmember Murphy

That the this ordinance, being necessary for the immediate preservation of the public peace, health, or safety, shall take effect upon it's passage

Carried unanimously

ORDINANCE #1002

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND THE CODE OF ORDINANCES OF THE CITY OF LANSING BY AMENDING CHAPTER 1424 ELECTRICAL CODE FOR THE PURPOSE OF ADOPTION FOR THE YEAR 1999

1424.01 ADOPTION OF 1999 EDITION OF NATIONAL ELECTRICAL CODE; SCOPE; REFERENCES AND CITATIONS; CONFLICT OF LAWS

(a) That the certain code, an official copy of which is on file in the office of the City Clerk, being marked and designated as the National Electrical Code, 1999 edition, published by the National Fire Protection Association, is hereby adopted and made a

(b) Existing Installations. Electrical systems and equipment lawfully in existence at the time of the adoption of this Electrical Code may have their use, maintenance or repair continued if the use, maintenance or repair is in accordance with the original design and no hazard to life, health or property has been created by such electrical system and equipment.

(c) Change in Building Occupancy. Electrical systems and equipment which are a part of any building or structure undergoing a change in use or occupancy, as defined in the Building Code, shall comply with the requirements of this Electrical Code which are applicable to the new use or occupancy.

(d) Maintenance. All electrical systems and equipment, both existing and new, and all parts thereof, shall be maintained in a proper operating condition in accordance with the original design and in a safe and hazard free condition. All devices or safeguards which are required by this Electrical Code shall be maintained in conformance with this Electrical Code. The owner or designated agent shall be responsible for the maintenance of the electrical system. To determine compliance

Carried unanimously

By the Committee On Public Safety

part of the Building Code of the City, pursuant to the authority vested in the City by M.C.L.A. 125.1508; M.S.A. 529.49(8), and the Home Rule Act (M.C.L.A. 117.1 et seq.; M.S.A. 5.2071 et seq.), as amended. Such Electrical Code provides regulations for the erection, installation, alteration, repair, relocation, replacement, addition to, use and maintenance of electrical systems. Each and all of the regulations, provisions, penalties, conditions and terms of such National Electrical Code shall be deemed adopted and made a part hereof by reference as if fully set out in this chapter, save and except such provisions as may be hereinafter amended or repealed.

(b) References throughout these Codified Ordinances to the National Electrical Code shall be deemed to mean the National Electrical Code adopted in subsection (a) hereof and it may be so cited. References throughout these Codified Ordinances to the Electrical Code of the City shall be deemed to mean this chapter, including the National Electrical Code adopted in this chapter, and it may be so cited. References throughout these Codified Ordinances to the Building Code of the City shall be deemed to mean all of the provisions of Titles Two and Four of Part Fourteen of these Codified Ordinances, including the technical codes adopted therein by reference, and it may be so cited. References throughout these Codified Ordinances to the Building and Housing Code of the City shall be deemed to mean all of Part Fourteen of these Codified Ordinances and it may be so cited.

(c) Unless otherwise expressly provided, in the event of a conflict between any of the provisions of the National Electrical Code, herein adopted, and a provision of this chapter, or any other provision of these Codified Ordinances, or any other local ordinance, resolution, rule or regulation, the local provision shall control. In the event of a conflict between any of the provisions of the National Electrical Code, herein adopted, and State law, including rules and regulations promulgated pursuant to State law, the State law shall control. In the event of a conflict between any of the provisions of the National Electrical Code, herein adopted, and a provision of any other standard technical code adopted by reference by the City, the stricter or higher standard shall control.

1424.02 APPLICATION TO EXISTING ELECTRICAL SYSTEMS AND EQUIPMENT.

(a) Additions, Alterations or Repairs. Additions, alterations or repairs may be made to an electrical system and equipment without requiring the existing electrical system and equipment to comply with all the requirements of this Electrical Code, provided the addition, alteration or repair conforms to that required for a new electrical system and equipment and provided, further, that no hazard to life, health or safety will be created by such additions, alterations or repairs.

Minor additions, alterations and repairs to an existing electrical system and equipment may be made in accordance with the law in effect at the time the original installation was made, when approved by the Building Official.

with this subsection, the Building Official may cause any electrical system to be reinspected.

(e) Moved Buildings. Electrical systems and equipment which are a part of buildings or structures moved into or within this jurisdiction shall comply with the provisions of this Electrical Code for new installations (Ord. 911. Passed 3-13-95)

1424.03 DEFINITIONS

For the purpose of this chapter, certain terms, phrases, words and their derivatives shall be construed as specified in this section. Where terms are not defined, they shall have their ordinarily accepted meanings within the context in which they are used. Webster's Third New International Dictionary of the English Language, Unabridged, copyright 1986, shall be considered as providing ordinarily accepted meanings. Words used in the singular include the plural, and the plural the singular. Words used in the masculine gender include the feminine, and the feminine the masculine.

(a) "Approved agency" means an established and recognized agency regularly engaged in conducting tests or furnishing inspection services, when the agency has been approved by the Building Official.

(b) "Approved as to materials, equipment and method of construction" means approved by the Building Official as the result of investigation and tests conducted by the Building Official, or by reason of accepted principles or tests by recognized authorities or technical or scientific organizations.

(c) "Building Code" means the Uniform Building Code promulgated by the International Conference of Building Officials, as adopted by the City.

(d) "Building Official" means the officer charged with the administration and enforcement of this Electrical Code, or a duly authorized representative. He or she is the authority having jurisdiction over this Electrical Code.

(e) "Chief Electrical Inspector" means the person providing expertise for the Building Official in the area of electrical regulations.

(f) "Code enforcement agency" means the department, division or agency of this jurisdiction charged with the function of code enforcement, which shall be under the administration and operational control of the Building Official.

(g) "Electrical Code" means the National Electrical Code promulgated by the National Fire Protection Association, as adopted by the City.

(h) "Electrical contractor" means any person, firm or corporation engaged in the business of erecting, installing, altering, repairing, servicing or maintaining electrical wiring devices, appliances or equipment.

Where, in any specific case, different sections of this Electrical Code specify different materials, methods of construction or other requirements, the most restrictive shall govern.

1424.05 ALTERNATIVE MATERIALS AND METHODS OF CONSTRUCTION

The provisions of this Electrical Code are not intended to prevent the use of any material or method of construction not specifically prescribed by this Electrical Code, provided that any alternative has been approved and its use authorized by the Building Official.

The Building Official may approve any alternative, provided that the proposed design is satisfactory and complies with the provisions of this Electrical Code and provided, further, that the material, method or work offered is, for the purpose intended, at least the equivalent of that prescribed in this Electrical Code in suitability, strength, effectiveness, fire resistance, durability and safety.

The Building Official shall require that sufficient evidence or proof be submitted to substantiate any claims regarding the use of alternatives. The details of an action granting approval of an alternative shall be recorded and entered in the files of the Code Enforcement Agency.

1424.06 MODIFICATIONS

Whenever there are practical difficulties involved in carrying out the provisions of this Electrical Code, the Building Official may grant modifications in individual cases, provided that a special individual reason makes the strict letter of this Electrical Code impractical and provided, further, that the modification is in conformity with the intent and purpose of this Electrical Code, and provided, further, that such modification does not reduce health, life and fire safety requirements. The details of actions granting modifications shall be recorded and entered in the files of the Code Enforcement Agency.

1424.07 TESTS

Whenever there is insufficient evidence of compliance with any of the provisions of this Electrical Code or evidence that materials or construction do not conform to the requirements of this Electrical Code, the Building Official may require tests as evidence of compliance to be made at no expense to the City.

Test methods shall be as specified by this Electrical Code or by other recognized test

(i) "Electrical journeyman" means any person, other than an electrical contractor, who, as his or her principal occupation, is engaged in the practical installation or alteration of electrical wiring. An electrical contractor or master electrician may also be an electrical journeyman.

(j) "Electrical wiring" means all wiring, generating equipment, fixtures, appliances and appurtenances in connection with the generation, distribution and utilization of electrical energy, within or on a building, residence, structure or property, including service entrance wiring as defined in the National Electrical Code.

(k) "Firewall" has the same meaning as an "area separation wall," as used in the Building Code.

(l) "Listed and listing" are terms referring to equipment and materials which are shown in a list published by an approved testing agency, qualified and equipped for experimental testing and maintaining an adequate periodic inspection of current productions, which listing states that the material or equipment complies with accepted national standards which are approved or standards which have been evaluated for conformity with approved standards.

(m) "Master electrician" means a person having the necessary qualifications, training, experience and technical knowledge to supervise the installation of wiring and equipment in accordance with the standard rules and regulations governing such work.

1424.04 CONFLICTING PROVISIONS

standards. In the absence of recognized and accepted test methods for the proposed alternative, the Building Official shall determine test procedures.

All tests shall be made by an approved agency. Reports of such tests shall be retained by the Building Official for the period required for the retention of public records.

1424.08 POWERS AND DUTIES OF BUILDING OFFICIAL

(a) General. The Building Official is hereby authorized and directed to enforce all the provisions of this Electrical Code. For such purposes, the Building Official shall have the powers of a law enforcement officer.

(b) Deputies. In accordance with prescribed procedures and with the approval of the appointing authority, the Building Official may appoint a Chief Electrical Inspector, other related technical officers and inspectors and other employees as shall be authorized from time to time.

(c) Right of Entry. Whenever necessary to make an inspection to enforce the provisions of this Electrical Code, or whenever the Building Official or an authorized representative has reasonable cause to believe that there exists in a building or upon a premises a condition or code violation which makes such building or premises unsafe, dangerous or hazardous, the Building Official or an authorized representative may enter such building or premises at all reasonable times to inspect the same or to perform any duty imposed upon the Building Official by such codes, provided that if such building or premises are occupied, the Building Official shall first present proper credentials and request entry. If such building or premises are unoccupied, the Building Official shall first make a reasonable effort to locate the owner or other person having charge or control of the building or premises and request entry. If entry is refused, the Building Official or an authorized representative shall have recourse to every remedy provided by law to secure entry.

When the Building Official or an authorized representative shall have first obtained a proper inspection warrant or other remedy provided by law to secure entry, an owner or occupant or other person having charge, care or control of the building or premises shall not fail or neglect, after proper request is made as herein provided, to promptly permit entry therein by the Building Official or an authorized representative for the purpose of inspection and examination pursuant to this Electrical Code.

(d) Stop Orders. Whenever work is being done contrary to the provisions of this Electrical Code, the Building Official may order the work stopped by notice in writing served on persons engaged in the doing of such work or causing it to be done, and such persons shall forthwith stop work until authorized by the Building Official to proceed with the work.

(e) Authority to Disconnect Utilities in Emergency. The Building Official or an authorized representative shall have the authority to disconnect electric power or energy service supplied to any building, structure or building service equipment regulated by this Electrical Code in case of an emergency where necessary to eliminate an immediate hazard to life or property. The Building Official shall, whenever possible, notify the serving utility, the owner and the occupant of the building, structure or electrical system or equipment of the decision to disconnect prior to taking such action, and shall notify the serving utility, owner and occupant of the building, structure or building service equipment, in writing, of the disconnection immediately thereafter.

(f) Authority to Condemn Electrical System and Equipment. Whenever the Building Official ascertains that an electrical system or equipment regulated in this Electrical Code has become hazardous to life, health or property, the Building Official shall order, in writing, that such electrical system or equipment either be removed or restored to a safe condition, whichever is appropriate. The written notice itself shall fix a time limit for compliance with such order. Persons shall not use or maintain defective electrical systems or equipment after receiving notice.

When equipment or an installation is to be disconnected, a written notice of such disconnection and the causes therefor shall be given within twenty-four hours of the order to disconnect to the serving utility, the owner and occupants of the building, structure or premises.

When an electrical system or equipment is maintained in violation of this Electrical Code and in violation of a notice issued pursuant to this section, the Building Official shall institute an appropriate action to prevent, restrain, correct or abate the violation.

(g) Connection After Order to Disconnect. Persons shall not make connections from an energy or power supply, nor supply power to an electrical system or equipment, which has been disconnected or ordered to be disconnected by the Building Official or the use of which has been ordered to be discontinued by the Building Official until the Building Official authorizes the reconnection and use of the electrical system or equipment.

(h) Liability. The Building Official, or an authorized representative charged with the enforcement of this Electrical Code, acting in good faith and without malice in the

(a) In General. In order to determine the suitability of alternative materials and methods of installation and to provide for reasonable interpretations of this Electrical Code, there shall be and is hereby created a Board of Appeals consisting of members who are qualified by experience and training to pass upon matters pertaining to design, construction, installation and maintenance of electrical systems and equipment. The Chief Electrical Inspector shall be an ex officio member and shall act as Secretary of the Board, but shall be appointed by the Council and shall hold office at its pleasure. The board shall adopt rules of procedure for conducting its business and shall render all decisions and findings in writing to the appellant with a duplicate copy to the Building Official.

(b) Limitations of Authority. The Board of Appeals shall have no authority relative to interpretation of the administrative provisions of this Electrical Code, nor shall the Board be empowered to waive requirements of this Electrical Code.

1424.11 VIOLATIONS

No person, firm or corporation shall erect, construct, enlarge, alter, repair, move, improve, remove, convert, demolish, equip, use or maintain an electrical system or equipment or cause or permit the same to be done in violation of this Electrical Code.

1424.12 ELECTRICAL BOARD; ESTABLISHMENT; COMPOSITION; APPOINTMENTS; TERMS

There is hereby established an Electrical Board in and for the City. The Board shall be composed of five members appointed by the Mayor with the advice and consent of Council. One member of the Board shall be an electrical contractor, one shall be an electrical journeyman and one shall be a representative of an electrical utility. Each of such members shall have had a minimum of five years of electrical experience in the group he or she represents. One member shall be a representative of a manufacturing industry employing electrical journeymen and the fifth member shall be a resident of

discharge of his or her duties, shall not thereby render the Building Official personally liable for any damage that may accrue to persons or property as a result of an act or omission in the discharge of duties. A suit brought against the Building Official or an employee because of an act or omission performed by the Building Official in the enforcement of the provisions of this Electrical Code shall be defended by legal counsel provided by the City until final termination of such proceedings.

This Electrical Code shall not be construed to relieve a person owning, operating or controlling any building, structure or building service equipment therein from responsibility for any damage to persons or property caused by defects, or to reduce such responsibility, nor shall the Code Enforcement Agency or its parent jurisdiction be held to assume such liability by reason of the inspections authorized by this Electrical Code or approvals issued under this Electrical Code.

(i) Cooperation of Other Officials and Officers. The Building Official may request, and shall receive as far as is required in the discharge of his or her duties, the assistance and cooperation of other officials of the City.

1424.09 UNSAFE ELECTRICAL SYSTEMS OR EQUIPMENT

Electrical systems or equipment regulated by this Electrical Code which are unsafe, or which constitute a fire hazard, or which are otherwise dangerous to human life, are, for the purpose of this section, unsafe. Use of electrical systems or equipment regulated by this Electrical Code constituting a hazard to safety, health or public welfare by reason of inadequate maintenance, dilapidation, obsolescence, fire hazard, disaster, damage or abandonment, is, for the purpose of this section, an unsafe use.

Unsafe electrical systems or equipment are hereby declared to be public nuisances and shall be abated by repair, rehabilitation, demolition or removal in accordance with the procedures set forth in the Uniform Code for the Abatement of Dangerous Buildings or an alternative procedure as may be adopted by the City. As an alternative, the Building Official or other employee or official of the City, as designated by the Council may institute other appropriate action to prevent, restrain, correct or abate the violation.

1424.10 BOARD OF APPEALS

the City. All members shall serve for a term of four years. Such terms shall commence on July 1 of the calendar year of appointment. All vacancies shall be filled by the Mayor with the advice and consent of Council. The Chief Electrical Inspector shall serve as the Secretary of the Board.

1424.13 AUTHORITY OF BOARD

The Electrical Board shall be an advisory board and shall have all the responsibilities and duties identified in the City Charter, including, but not limited to, the following:

(a) The Board shall advise the Manager of the Office of Building Safety regarding interpretations of the National Electrical Code, as adopted and amended in this chapter.

(b) The Board shall review, prepare and/or recommend to the Mayor and Council rules and regulations or amendments to the National Electrical Code.

(c) If a vacancy occurs in the position of Chief Electrical Inspector, the Board may submit names of qualified individuals to the Department of Personnel and Training for consideration by the City. In addition to any requirements set forth in the job description by the City, the Chief Electrical Inspector shall have a master electrician's license.

(d) Appeals regarding any rules and regulations or provisions of the National Electrical Code, or of any interpretation thereof, shall be submitted to the Board of Appeals established in Section 1424.10.

1424.14 ELECTRICAL WORK; LICENSE AND REGISTRATION OF LICENSE REQUIRED; EXCEPTIONS

(a) No person shall engage in the business of or perform the work of electrical

contracting, unless the person has first registered his or her electrical contracting license with the Building Safety Office.

Except as otherwise provided in this chapter, a person, firm or corporation shall not engage in the business of electrical contracting unless the person, firm or corporation has received from the Electrical Administrative Board of the State or from the appropriate municipality an electrical contractor's license in accordance with Act 217 of the Public Acts of 1956, as amended.

Except as otherwise provided in this chapter, a person, other than a person duly licensed by the Board or the appropriate municipality and employed by and working under the direction of a holder of an electrical contractor's license, shall not in any manner undertake to execute any electrical wiring.

No person, other than a licensed electrical journeyman registered with the City, or a person duly licensed and employed by and working under the direction of a holder of an electrical contractor's license registered in the City, shall in any manner undertake

(3) Work involved in the operation of signals or the transmission of intelligence by a utility providing such service, but not including an A.C. power supply or distribution panels;

(4) Electrical installation or repair for a public utility specifically exempted by this chapter when performed by employees of such utility; and

(5) The installation of elevators or dumbwaiters or the erection of signs, but not including the connection to a current supply.

No license shall be required to execute work covered by subsections a to h of Section 7 of Act 217 of the Public Acts of 1956, as amended.

(b) Registration forms shall be approved by the Electrical Board. A licensed electrical contractor shall be registered with the Building Safety Office only after the payment of a fee established by resolution of Council. A licensed master electrician shall be registered with the Building Safety Office only after the payment of a fee established by resolution of Council.

(c) The Building Safety Office shall allow to be registered, pursuant to this section, only those persons with a current electrical contractor's license or a master electrician's license issued by the Electrical Administrative Board of the State, or an electrical contractor's license or a master electrician's license issued by any municipality in the State having standards for licensing not less than those established by the Electrical Administrative Board of the State.

(d) Each registration shall expire on the date the applicable license expires.

1424.15 PERMIT REQUIRED.

(a) In General. Except as specified in subsection (b) hereof, no electrical system regulated by this Electrical Code shall be installed, altered, repaired, replaced or remodeled unless a separate electrical permit therefor, for each building or structure, has first been obtained from the Building Official.

(b) Exempt Work. An electrical permit shall not be required for the following:

- (1) Portable motors or other portable appliances energized by means of a cord or cable having an attachment plug end to be connected to an approved receptacle when that cord or cable is permitted by this Electrical Code.
- (2) Repair or replacement of fixed motors, transformers or fixed approved appliances of the same type and rating in the same location.
- (3) Temporary decorative lighting.
- (4) Repair or replacement of current-carrying parts of any switch.

The Building Official may issue a permit for the construction of part of an electrical system before the entire plans and specifications for the whole system have been submitted or approved, provided that adequate information and detailed statements have been filed complying with all pertinent requirements of this Electrical Code. The holders of such permits shall proceed at their own risk without assurance that the permit for the entire building, structure or building service will be granted.

(c) Retention of Plans, Etc. One set of approved plans, specifications and computations shall be retained by the Building Official until final approval of the work

to execute any electrical wiring, except that no registration shall be required for the following:

(1) A bona fide owner personally installing electrical wiring, facilities or fixtures in his or her own home or on his or her own premises at which he or she presently resides or is about to reside, provided that such owner:

- A. Furnishes a signed affidavit stating that the work is to be done by himself or herself in accordance with this chapter in his or her own home in which he or she and his or her family reside or are about to reside;
- B. Applies for and secures a permit;
- C. Pays the required fees;
- D. Applies for inspections; and
- E. Receives the approval of the Chief Electrical Inspector.

Such homeowners' privileges shall extend to single-family residences only and shall not apply to any residence or structure from which any monetary gain is being received or which is being used for commercial purposes.

(2) The manufacture, including test or repair, of new electrical equipment; contactor or control device.

(5) Reinstallation of attachment plug receptacles, but not the outlets therefor.

(6) Repair or replacement of any overcurrent device of the required capacity in the same location.

(7) Repair or replacement of electrodes or transformers of the same size and capacity for signs or gas tube systems.

(8) Taping joints.

(9) Removal of electrical wiring.

(10) Temporary wiring for experimental purposes in suitable experimental laboratories.

(11) The wiring for temporary theater, motion picture or television stage sets.

(12) The installation, alteration or repair of electrical wiring, apparatus or equipment, or the generation, transmission, distribution or metering of electrical energy, or the operation of signals, or the transmission of intelligence, by a public or private utility in the exercise of its function as a serving utility.

Exemption from the permit requirements of this Electrical Code shall not be deemed to authorize any work to be done in violation of the provisions of this Electrical Code or any other laws or ordinances of the City.

1424.16 PERMIT APPLICATIONS, ISSUANCE, ETC.

(a) Review of Applications, Plans, Etc., Endorsement. The application, plans, specifications and other data filed by an applicant for a permit shall be reviewed by the Building Official. Such items and data may be reviewed by other departments of the City to verify compliance with any applicable laws under their jurisdiction. If the Building Official finds that the work described in an application for a permit and the plans, specifications and other data filed therewith conform to the requirements of this Electrical Code and other pertinent laws and ordinances, and that the fees provided for in Section 1424.17 have been paid, the Building Official shall issue a permit therefor to the applicant.

When the Building Official issues a permit, the plans and specifications shall be endorsed in writing or stamped "approved." Such approved plans and specifications shall not be changed, modified or altered without authorization from the Building Official, and all work regulated by this Electrical Code shall be done in accordance with the approved plans.

covered therein. One set of approved plans and specifications shall be returned to the applicant and shall be kept on the site of the building or work at all times during which the work authorized thereby is in progress.

(c) Validity and Scope of Permit. The issuance of a permit or approval of plans and specifications shall not be construed to be a permit for, or an approval of, any violation of any of the provisions of this Electrical Code, or of any other ordinances of the City. Permits presuming to give authority to violate or cancel the provisions of this Electrical Code or other ordinances of the City shall not be valid.

The issuance of a permit based upon plans, specifications and other data shall not prevent the Building Official from thereafter requiring the correction of errors in said plans, specifications and other data, or from preventing building operations being carried on thereunder when in violation of this Electrical Code or any other ordinance of the City.

(d) Expiration of Permit. Every permit issued by the Building Official under the provisions of this Electrical Code shall expire by limitation and become null and void if the work authorized by such permit is not commenced within 180 days from the date of such permit, or if the work authorized by such permit is suspended or abandoned at any time after the work is commenced for a period of 180 days. Before such work can be recommenced, a new permit shall first be obtained to do so, and the fee therefor shall be one-half the amount required of a new permit for such work, provided that no changes have been made or will be made in the original plans and specifications for such work, and provided, further, that such suspension or abandonment has not exceeded one year. In order to renew action on a permit after expiration, the permittee shall pay a new full permit fee.

A permittee holding an unexpired permit may apply for an extension of the time within which work may be commenced under that permit when the permittee is unable to commence work within the time required by this section for good and satisfactory reasons. The Building Official may extend the time for action by the permittee for a period not exceeding 180 days upon written request from the permittee showing that circumstances beyond the control of the permittee have prevented action from being taken.

(e) Suspension or Revocation of Permit. The Building Official may, in writing, suspend or revoke a permit issued under the provisions of this Electrical Code whenever the permit is issued in error, or on the basis of incorrect information supplied, or in violation of any ordinance or regulation of the City.

142417 PERMIT FEES.

Unless otherwise provided for in this chapter, all fees, the collection of which is it shall be the duty of the permit applicant to cause the electrical system to remain accessible and exposed for inspection purposes. Neither the Building Official nor the City shall be liable for the expense involved in the removal or replacement of any material required to permit inspection. When the installation of an electrical system and equipment is complete, an additional and final inspection shall be made. Electrical systems and equipment regulated by this Electrical Code shall not be connected to the energy source until authorized by the Building Official.

Approval as a result of an inspection shall not be construed to be an approval of a violation of the provisions of this Electrical Code or of other ordinances of the City. Inspections presuming to give authority to violate or cancel provisions of this Electrical Code or of other ordinances of the City shall not be valid.

(b) Inspection Requests. It shall be the duty of the person doing the work authorized by a permit to notify the Building Official that such work is ready for inspection. The Building Official may require that every request for inspection be filed at least one working day before such inspection is desired. Such request may be in writing or by telephone at the option of the Building Official.

It shall be the duty of the person requesting inspections required by this Electrical Code to provide access to and means for inspection of such work.

(c) Notification of Electrical Inspector. No person conducting or performing work covered by a permit required by this chapter shall fail to notify the Electrical Inspector when such work has been completed. No person shall conceal any portion of such work until it has been inspected and approved by the Electrical Inspector. If the work is found to be properly performed and safe, a certificate of inspection shall, if requested, be issued. The Electrical Inspector shall have the authority to order any person to make such corrections of work as are deemed necessary by the Inspector in order to bring such work into compliance with this chapter.

(d) Operation and Inspection of Replacement Work. The requirements of this section shall not be construed to prohibit the operation of any electrical system or equipment installed to replace existing equipment. The request for reinspection of

provided for in this chapter, shall be set by resolution of Council and shall be paid in advance. Copies of the electrical permit fee schedule shall be on file in the office of the City Clerk and in the Building Safety Office.

142418 REFUND OF FEES.

Holders of permits upon which work has not been started may make written application for a refund of fees paid for such permits, provided that such application is made and attested before a notary public by the same person or corporation who or which originally applied for such permit, or by the estate of such person or the receiver of such corporation, within six months of the date of issue. Upon verifying the facts in such cases, the Manager of the Office of Building Safety shall refund seventy-five percent of all fees in excess of five dollars (\$5.00), in such manner as may be directed by the City Controller.

142419 WORK WITHOUT A PERMIT; INVESTIGATION FEE.

(a) Investigation Required. Whenever any work for which a permit is required by this Electrical Code has been commenced without first obtaining said permit, a special investigation shall be made before a permit may be issued for such work.

(b) Fee. An investigation fee, in addition to the permit fee, shall be collected whether or not a permit is then or subsequently issued. The investigation fee shall be equal to the amount of the permit fee that would be required by this Electrical Code if a permit were to be issued. The payment of such investigation fee shall not exempt any person from compliance with the provisions of this Electrical Code and all other ordinances of the City, nor form any penalty prescribed by law.

142420 INSPECTIONS.

(a) In General. All electrical systems and equipment for which a permit is required by this Electrical Code shall be subject to inspection by the Building Official, and such electrical systems shall remain accessible and exposed for inspection purposes until approved by the Building Official.

such equipment must have been filed with the Building Official not more than forty-eight hours after such replacement work is completed and before any portion of such electrical system is concealed by any permanent portion of the building.

(c) Other Inspections. In addition to the inspections required by this Electrical Code, the Building Official may make or require other inspections of any work to ascertain compliance with the provisions of this Electrical Code and other laws which are enforced by the Code Enforcement Agency.

(f) Reinspections. A reinspection fee may be assessed for each inspection or reinspection when the portion of work for which inspection is called for is not complete or when corrections called for are not made.

This provision is not to be interpreted as requiring reinspection fees the first time a job is rejected for failure to comply with the requirements of this Electrical Code, but as controlling the practice of calling for inspections before the job is ready for such inspections.

Reinspection fees may be assessed when the approved plans are not readily available to the Inspector, for failure to provide access on the date for which inspection is requested, or for deviating from plans requiring the approval of the Building Official.

To obtain a reinspection, the applicant shall file an application therefor in writing, upon a form furnished for that purpose, and pay the reinspection fee in accordance with fee schedule adopted by Council.

In instances where reinspection fees have been assessed, no additional inspection of the work will be performed until the required fees have been paid.

142421 CONNECTIONS; APPROVAL REQUIRED.

(a) In General. An electrical system or equipment regulated by this Electrical Code, for which a permit is required, shall not be connected to a source of energy or power until the same is approved by the Building Official.

(b) Temporary Connections. The Building Official may authorize a temporary connection of an electrical system or equipment to a source of energy or power for the purpose of testing the equipment, or for use under a temporary certificate of occupancy.

1424.98 ISSUANCE OF MUNICIPAL CIVIL INFRACTION CITATIONS AND VIOLATION NOTICES.

All electrical inspectors and the Building Official are hereby designated as the authorized City officials to issue Municipal civil infraction citations (directing alleged violators to appear in court) or Municipal civil infraction violation notices (directing Given Immediate Effect by motion of Councilmember Murphy

MARILYNN SLADE, CITY CLERK

BY Councilmember Bauer

That the Ordinance when read be considered as read in its entirety.

Carried unanimously

By the Committee of The Whole

By Councilmember Bauer

Resolved by the City Council of the City of Lansing that an Ordinance Amending the Code of Ordinances of the City of Lansing by Amending Chapter 660 by Adding a New Section, Section 660.06 for the Purpose of Providing an Entry Procedure into Lansing City Hall and the Lansing Police Building and Maintaining Security in Said Premises, be placed on order of immediate passage.

Carried unanimously

By the Committee of The Whole

By Councilmember Bauer

Resolved by the City Council of the City of Lansing that an Ordinance Amending the Code of Ordinances of the City of Lansing by Amending Chapter 660 by Adding a New Section, Section 660.06 for the Purpose of Providing an Entry Procedure into Lansing City Hall and the Lansing Police Building and Maintaining Security in Said Premises, be now passed.

YEAS: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: None

By Councilmember Bauer

That the this ordinance, being necessary for the immediate preservation of the public peace, health, or safety, shall take effect upon its passage

Carried unanimously

● ORDINANCE #1003

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND CHAPTER 660 OF THE CODE OF ORDINANCES OF THE CITY OF LANSING BY ADDING A NEW SECTION 660.06 FOR THE PURPOSE OF PROVIDING AN ENTRY PROCEDURE INTO LANSING CITY HALL AND THE LANSING

Barne II Oldham, Sr. of 3815 Berwick thanked the IPD Team Members of Team 13 that have helped the residents in his community resolve a number of issues. He recommended that everyone read the Ingham County Prosecutor's Report on the investigation into the shooting death of Aldric McKinstry, Jr. There are a lot of inconsistencies between the Prosecutor's Report and the Police Chief's Report.

alleged violators to appear at the Municipal Ordinance Violations Bureau) as provided in Chapter 203 of these Codified Ordinances.

1424.99 PENALTY.

Whoever violates any of the provisions of this chapter is responsible for a Municipal civil infraction and shall be subject to the civil fine provided in Section 20.306 of these Codified Ordinances, plus costs and other sanctions, for each infraction. Repeat offenses shall be subject to increased fines as provided in Section 20.299(c)(2).

POLICE BUILDING AND MAINTAINING SECURITY IN SAID PREMISES.

The City of Lansing ordains:

Section 1. That the Chapter 660 of the Code of Ordinances of the City of Lansing be amended to add a new Section 660.06 to read as follows:

SECTION 660.06 LANSING CITY HALL AND THE LANSING POLICE BUILDING SECURITY.

1. EVERY PERSON, EXCEPT THOSE PERSONS DULY AUTHORIZED TO PARK IN THE CITY HALL UNDERGROUND GARAGE, ENTERING LANSING CITY HALL OR THE LANSING POLICE BUILDING DURING THE HOURS THESE BUILDINGS ARE OPEN TO THE PUBLIC MUST FIRST PASS THROUGH A METAL DETECTOR OR HAVE RECEIVED AUTHORIZATION OR CLEARANCE FROM A LANSING POLICE DEPARTMENT LAW ENFORCEMENT OFFICER OR CITY OF LANSING CONTRACTED SECURITY PERSONNEL ON DUTY IN SUCH BUILDING.

2. EVERY PERSON WHO HAS ENTERED LANSING CITY HALL OR THE LANSING POLICE BUILDING WITHOUT PASSING THROUGH A METAL DETECTOR OR HAVING RECEIVED CLEARANCE FROM A LANSING POLICE DEPARTMENT LAW ENFORCEMENT OFFICER OR CITY OF LANSING CONTRACTED SECURITY PERSONNEL, AS PROVIDED ABOVE, SHALL NOT REFUSE OR NEGLECT TO DEPART THEREFROM UPON BEING REQUESTED TO DO SO BY A LANSING POLICE DEPARTMENT LAW ENFORCEMENT OFFICER OR CITY OF LANSING CONTRACTED SECURITY PERSONNEL.

3. NO PERSON SHALL ENTER OR REMAIN IN LANSING CITY HALL OR THE LANSING POLICE BUILDING WITHOUT COMPLYING WITH A NO WEAPONS POLICY POSTED AT THE BUILDING ENTRANCE. FAILURE TO COMPLY WITH SUCH DIRECTIONS SHALL BE DEEMED A PRIMA FACIE VIOLATION OF THIS SECTION.

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with these provisions are repealed.

Section 3. Should any section, clause or phrase of this ordinance be declared to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part other than the part so declared to be invalid.

Section 4. This ordinance shall take effect on the 30th day after enactment unless given immediate effect by the City Council.

Given immediate effect by motion of Councilmember Bauer

MARILYNN SLADE, CITY CLERK

● THE BUSINESS

➤ Public Comment on City Related Matters

There are questions that need to be answered. He accused Mayor Hollister of building a "Taj Mahal" Police Department on the North Side of Lansing, and spending \$13,000,000 to do it. This money could have been spent on better training and more modern equipment for the Police Department. He urged everyone to attend the meeting at the Friendship Baptist Church this coming Thursday, where they will review

the Board of Police Commissioners Report on the McKinstry issue

Fred Adams of 3823 Palmer thanked Councilmembers for the spirit of cooperation that existed at the last Committee of the Whole Meeting. He thanked them for resisting the idea for the development of this park. Let it remain a park for the enjoyment of future generations. They need to have their lease approved, and they would like a 5 year lease. This is important to the people of the City of Lansing who are more important than the developers who are trying to make a last buck off of this property.

Eugene Buckley of 818 N. Hayford stated that he is here looking for justice at a cost of \$12,500. That the is what it costs him to attend City Council Meetings. Anyone interested in phoning comment in to him may call 485-2633. Or, he can be contacted at mrpebbles.com.

Alberta Jordan of 354 Highland in E. Lansing spoke regarding comments made by Councilmember Murphy at the City Council Meeting last week regarding the need for further investigation into the McKinstry shooting incident.

Willy Williams of 505 W. Lenawee said that there have been dozens of instances in the last three years in which people have shone a negative light on the Police Department. He asked how many good calls the Police make? In the old days, Police Officers would say "stop or I'll shoot." When does it stop for Police Officers? How many times do they have to issue a command to suspects, and how long do they have to wait for their suspects to obey? We need to hold a "March of Appreciation." There will be a meeting on Tuesday, April 13, 1999, for the "March of Appreciation." This March is in appreciation for the thousands of things that the Police do to protect and serve the community. He asked Councilmember Murphy to help find them a place to conduct the meeting.

Margaret Klotz of 9504 Chadwick in Lansing, MI said that her Brother, Gary Bozek, was shot and killed on October 23, 1996. She urged the public to attend the meeting at the Friendship Baptist Church on Thursday, March 18, 1999, at 7:00 P.M. where they will talk about the investigation into the shooting of Aldric McKinstry, Jr.

Lewis Bozek of 104 Clarendon in E. Lansing stated his support of the effort to send medical supplies to Ghana, Africa. The poverty in these regions is unbelievable, and any help would be appreciated. He has a book that is designed to be of help to communities where there is no doctor, in fact, "No Doctor" is the name of the book. This is a fantastic book and reference asset. He urged the Sister City Delegation to THE DEVELOPMENT AND PLANNING COMMITTEE to whom was referred Z-1697, the proposed ordinance to rezone 113 Pere Marquette Street from "H" Light Industrial to "G-1" Business District.

The Committee which analyzed the proposed ordinance and the effect it would have on area businesses

REPORTS AS FOLLOWS: The Committee recommends Z-1697, the proposed ordinance to rezone 113 Pere Marquette Street from "H" Light Industrial to "G-1" Business District.

Signed, Lou Adade, Chairperson
Sandy Allen
Tony Benavides

BY COUNCILMEMBER ADADO

That the Report of the Committee be received.

CARRIED UNANIMOUSLY

March 15, 1999

RESOLUTION #125 REPORT OF COMMITTEE

THE PUBLIC SAFETY COMMITTEE, to whom was referred an Ordinance to amend Chapter 1424 of the Code of Ordinances of the City of Lansing for the purpose of providing the adoption of the 1999 Edition of the National Electrical Code.

consider taking some of these books to Ghana with them. He would be happy to bring a copy of this book to President Benavides to it to be sent to Ghana. He is always being asked what the goal of the March for Justice is. They have been branded in many different ways. It is their goal to implement a civilian review board that is separate from the Police Department. This is a simple goal, and they will not quit until they reach it.

Beverly Miller of 413 Pearl St. said that the downtown comprehensive plan states that there is adequate parking for all businesses day and night, and that customers do not have to use any residential parking. Now it is up to Council to tell the patrons of the bar in her neighborhood that they have to use the ample vacant parking spaces that exist for businesses and stay out of her neighborhood. Council must enforce their ordinances, and give her neighborhood back their residential parking. They must make these bar patrons park in the parking lot that the City gave to the bar owner.

Helen Fiser of 12100 S. Cork Rd. said that she has heard that the City of Lansing is going after K-Mart for past due stormwater fees. She wants to know if the City Attorney has information about this. She wants to know what the litigation costs of the Storm Water Enterprise Fund Ordinance have been to date.

Frank Curtis "X," no address given, said it is a shame what is going on in America. Council is not paying appropriate attention to the speakers that come before them. Blacks never get a fair shake from America. White folks have made themselves rich off the backs of the black man through the practice of slavery.

Rex Gillette, no address given, spoke regarding a homeless individual named "Suitcase Bill" who is sick in a nursing home, and would appreciate visits from anyone who cared to visit him. He is dying of cancer.

Richard Fiser of 12100 S. Cork Rd. in Morrice asked if people who are carrying small pocket knives will be prohibited from entering the City Hall building when the metal detectors are installed?

COMMITTEE REPORTS

RESOLUTION #124 REPORT OF COMMITTEE

The Committee analyzed the proposed ordinance and

REPORTS AS FOLLOWS: The Committee voted unanimously to approve an Ordinance to amend Chapter 1424 of the Code of Ordinances of the City of Lansing for the purpose of providing the adoption of the 1999 Edition of the National Electrical Code.

Signed, Michael Murphy, Chairperson
Larry Meyer
Jean Bauer

BY COUNCILMEMBER MURPHY

That the Report of the Committee be received.

CARRIED UNANIMOUSLY

March 15, 1999

RESOLUTION #126 REPORT OF COMMITTEE

THE COMMITTEE OF THE WHOLE, to whom the Public Safety Committee referred the Ordinance to amend Chapter 660 of the Code of Ordinances of the City of Lansing by adding a new section 660.06 for the purpose of providing an entry procedure into the City Hall and the Police Building,

The Committee reviewed the recommendations of the Public Safety Committee which had determined the amendments were needed to ensure that members of the general public would be required to enter through a metal detector.

MARCH 15, 1999

COUNCIL PROCEEDINGS

REPORTS AS FOLLOWS: The Committee reviewed the recommendation of the Public Safety Committee and unanimously voted to approve the Ordinance to amend Chapter 660 of the Code of Ordinances of the City of Lansing by adding a new section 660.06 for the purpose of providing an entry procedure into the City Hall and the Police Building

Signed: Council President Tony Benavides
Council Vice President Joan Bauer
Councilmember Louis H. Adade
Councilmember Sandy M. Allen
Councilmember Ellen M. Deal
Councilmember Harold J. Leeman, Jr.
Councilmember Larry Meyer
Councilmember Michael C. Murphy

By Councilmember Bauer

That the Report of the Committee be Adopted

Carried unanimously

March 15, 1999

CITY OFFICER & BOARD REPORTS

e. Application for Industrial Facilities Exemption Certificate (IFT-01-99) for Auto Air Composites

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

f. Reappointment of Jeff Lorencen 2305 Arlington Rd. to the Mayor's Advisory Committee on Recycling for a Term to Expire June 30, 2002

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

g. CADL Resolution Granting Participating Municipality Status in the Capital Area District Library to Delhi Charter Township, Charter Township of Meridian and the City of Williamston

RECEIVED AND PLACED ON FILE

h. Press Releases: 1999 Lansing Housing Fair Canceled; City Youth Truancy Report (CUTI)

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

i. Potter Park Zoological Society Education Department Spring Break '99 Schedule

RECEIVED AND PLACED ON FILE

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That the Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. Letter from the Lansing Regional Chamber of Commerce regarding Sign Ordinances

REFERRED TO THE MAYOR AND THE PLANNING AND NEIGHBORHOOD DEVELOPMENT DEPARTMENT

2. Letter from Craig A. Harris, Owner of "Turkeyman" requesting Economic Development Funds to help him open an Restaurant Business in Old Town

1. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

2. Letters from the Mayor re:

a. Transfer of Funds; LPD

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

b. Response to Complaint Regarding Rehabilitation at 1012 Britten Ave. through the CDBG Homeowner Rehabilitation Program

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

c. Request for Approval of a Reciprocal Transfer of Employees between the City of Lansing and the City of Mason for Lear Corporation

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

d. City of Lansing Participation in Property Improvement Program (PIP) through the Michigan State Housing Development Authority

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

REFERRED TO THE MAYOR AND THE PLANNING AND NEIGHBORHOOD DEVELOPMENT DEPARTMENT

3. Letter from the State of Michigan Department of Transportation requiring the City of Lansing's Participation in Bridge Reconstruction on the following Bridges:

- SB Highway US-127 over Highway M-143
- SB US-127 over Vine Street
- NB Highway US-127 over M-143
- NB Highway US-127 over Vine St.

REFERRED TO THE MAYOR AND THE PUBLIC SERVICE DEPARTMENT

4. Request from the Capital Area Cesar E. Chavez Commission requesting Funding for their Commemorative Dinner

REFERRED TO THE MAYOR AND THE GENERAL SERVICES COMMITTEE

5. Letter from Roberta's Hair Co. of 111 S. Washington Square requesting continued funding for the Principal Shopping District

REFERRED TO THE MAYOR AND THE PUBLIC SERVICE COMMITTEE

6. Letter from Kristi Vartanian, and Margaret Sickles, Aerobics Instructors for the Lansing Parks and Recreation Adult Fitness Programs regarding the excessive cost for participation in the program by Non-Residents

REFERRED TO THE MAYOR, THE PUBLIC SERVICE COMMITTEE, THE PARKS BOARD, AND THE CITY ATTORNEY

7. Letter from Leola Taylor of 2421 S. Wadsworth appealing the decision of the General Services Committee regarding her Claim for Trash Removal

RECEIVED AND PLACED ON FILE

8. Letter from Chris S. Donaldson of 5009 Stafford Ave. in support of the proposal for a Skateboard, In-Line Skating, BMX Park in the City of Lansing

REFERRED TO THE MAYOR, THE PARKS BOARD AND THE PUBLIC SERVICE COMMITTEE

9. Letter from Laurie K. Robison of 5009 Stafford Ave. in support of a Skateboard, In-Line Skating, BMX Park in the City of Lansing

REFERRED TO THE MAYOR, THE PARKS BOARD AND THE PUBLIC SERVICE COMMITTEE

COUNCILMEMBERS COMMENTS

Councilmember Leeman thanked Councilmember Bauer and her Husband for opening their home to visiting guests from St. Petersburg Russia. He thanked Charles Jansen for performing the same service. He announced that the Planning Board public hearing on the Master Plan will be held Tomorrow, March 16, 1999, in the City Council Chambers at 7:00 P.M.

Councilmember Meyer expressed his condolences to the family of Marcus Kintz who lost his battle with Muscular Dystrophy.

Councilmember Bauer announced that the Michigan Women's Hall of Fame is opening an exhibit this Sunday. Viewing History from 1880 through 1920 Through the Eyes of Women. She urged the Public to attend the exhibit. She wished a "Happy Birthday" this coming Saturday to Elise Semrau who will be 94 years young. She reported that the joint meeting with the East Lansing City Council that was held prior to Tonight's Meeting in an attempt to develop a stronger relationship with other governing bodies, was a success.

City Clerk Slade announced that the Kiwanis Club names an "Officer of the Year" every year in honor of Lansing Police Officers. The 1998 recipient is Tracy Jones. He is the Officer who rescued a child from drowning in the Grand River last year.

MAYOR'S EXECUTIVE ASSISTANT'S RESPONSE TO COMMENTS

Mr. Wiener announced a meeting at the South Network Center this Wednesday, and a meeting at the North Network Center on Thursday.

ADJOURNED 1:00 P.M.
MARILYN SLADE, CITY CLERK

Councilmember Murphy announced that the Public Safety Committee will hold a meeting at the Cristo Rey Community Center this Thursday, March 18, 1999, at 7:00 P.M. where they will take up the Traffic Calming Project for Area 5. This is the first such meeting on the traffic calming project that they have scheduled. He expressed condolences to Muriel Kirby and the Kirby family on the passing of Paul Kirby whose funeral was last week.



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF MARCH 29, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Leeman, Meyer, Murphy

ABSENT: Councilmembers Beal, Benavides

The Invocation and Pledge of Allegiance were led by Father Lugger of St. Casimir Catholic Church

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of March 15, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Allen

To accept the following under suspension of the rules:

1. From Councilmember Allen; a letter from the Citizens for a Better Lansing group stating their opposition to Z-13-98 at 4720 S. Cedar St.
 2. From Councilmember Allen; a letter from Jennifer Alspaugh of 6006 Hilliard Rd. in opposition to the special assessment for Public Improvement on Hilliard
 3. From Councilmember Allen; a Letter from Mike O'Connor, President of the Maplehill Neighborhood Association stating their opposition to Z-13-98 at 4720 S. Cedar St.
 4. From Councilmember Allen; a letter from Katie Garner of 312 E. Syringa Dr. in opposition to Z-13-98 at 4720 S. Cedar St.
 5. From Councilmember Allen; a letter from Deborah Dent of 3535 Jewel Ave. regarding personal property taxes
 6. From Councilmember Adado; a letter from Betty Kost of 1426 McIntyre Crt. regarding a plaque that came from the Civic Center
1. In consideration of Z-13-98; 4720 S. Cedar St., Petition for Rezoning from "D-1" Professional Office District to "E-2" Local Shopping District filed by Chris Baryames, Jr. to allow for construction of a Sparty's Coney Island Restaurant

Kelly Proper of 111 E. Cavanaugh, speaking on behalf of Citizens for a Better Lansing, stated their opposition to this rezoning. They want to see the Hacker House preserved as a single family residence. She urged Councilmembers to work with Mr. Baryames to find another location. There are many locations available that he could put his restaurant on. She has heard that at least one individual was interested in establishing a day care center at this location, but they were not even allowed to look at the property.

Ed Benson of 214 Cloverland said that Council initiated a rezoning of this property 1 1/2 years ago based on the needs and wishes of the community. He asked Council not to do anything to destroy this strong neighborhood. One

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Councilmember Meyer announced a composting seminar hosted by Capital Area Community Services, Urban Options and the Walnut Neighborhood Organization on Wednesday, April 21, 1999 at 847 Willow St. There will be door prizes. Interested parties may call Bonnie Bennett at 484-2955 or Monika at 346-5174.

Councilmember Leeman announced a North Town Neighborhood Association meeting tomorrow evening, March 30, 1999, at 6:30 P.M. at the Cristo Rey Community Center.

Councilmember Allen asked business owners to please pay attention to their properties now that the snow is gone and clean up the trash and debris that accumulated over the winter. The areas around Cedar St. and Pennsylvania Ave. are starting to look pretty bad.

Mayor Hollister announced that pickup of compost materials and other yard waste materials will begin next Monday. He announced that the City has a Youth Police Academy that is available to youths between the ages of 12 and 16, interested youths may contact Liz Bonello at 272-7487.

Councilmember Bauer announced that Betty Kost was featured in a State Journal article recently for the great work she has done as a volunteer. Also featured in that article was the Wife of a former Councilmember, Dorothy Jones. She thanked both of them for their volunteerism.

➤ Special Ceremonies

There were no Special Ceremonies

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

of their neighbors, who is a realtor, approached Mr. Baryames about using this property and was told it is not for sale. There was an accident just last Friday at the corner of S. Cedar St. and Syringa. This neighborhood still has the same objectives that they had 1 1/2 years ago.

William Beam of 401 Cox Blvd. said that a few years ago a man came around with a petition to rezone the property on Cedar St. and Cedar Court to professional office district. Since that petition was denied, an Auto Zone has been put in its place.

Mary Ferman said that she lives on Syringa. She opposes this rezoning. The 47000 Block of Cedar St. has the highest number of accidents in the City. The residents on Syringa already experience an abnormally high amount of traffic for a residential area. There are 33 restaurants on Cedar St., six of which serve coney

dogs. One restaurant that serves coney dogs is only 2 doors down from this proposed site.

Jan Patrick of 327 Syringa distributed a letter to Councilmembers. Many of Her neighbors have already mentioned the facts that are cited in this letter. The traffic issue, alone, is a substantial enough public safety issue to deny this petition. They have pictures showing 15 vacant properties of which 3-4 are vacant restaurants. These are viable alternatives for Mr. Baryames to put his restaurant in. The traffic problems at this location make putting this development there inappropriate and will make it difficult, if not impossible to maintain a safe area. She distributed letters from two additional neighborhood organizations that stand in opposition to this rezoning. She asked everyone in the audience that is here to protest this rezoning to stand. Approximately 20-25 people stood in a show of protest.

Councilmember Allen asked Councilmember Adado when this issue will come up in the Development and Planning Committee Meetings.

Chris Baryames of 1047 S. Pennsylvania said that there have been four rezoning requests in front of Council on this property. Only one person has called him about this house, and they wanted to rent it. This house will not be preserved as a rental unit. One way or another, it will be torn down. This area of Cedar St. is all commercial property. This property sits next door to a McDonald's restaurant.

Councilmember Adado said that this rezoning will come up in Committee one week from Tuesday at 8:30 A.M. April 6, 1999. He reminded the audience that they have not voted yet on this rezoning. If it passes their Committee, then it will come back before the full Council.

Darryl Burgess of 1407 Prospect stated his opposition to this rezoning request. He urged Sam Eyde to spare this structure and sell it back to the City for \$1.00. It is not too late to turn this situation around. His estimates put Mr. Eyde's profits on this building at around \$70,000,000.

City Attorney Smientka corrected several statements that were made about the sale of this building. First it occurred prior to the election of Councilmembers present here tonight, and secondly it was prior to the election of Mayor Hollister.

Councilmember Adado noted that this issue will be taken up by the Development and Planning Committee next Tuesday at their regularly scheduled 8:30 A.M. meeting.

Betty Kost of 1425 McIntyre said that there is a large bronze plaque that used to adorn the entrance of the Civic Center. It is sitting and gathering dust at the City of Lansing storage building. The names of the City Officials are engraved on this plaque. She asked that the plaque be donated to VFW Post 701 where it will be displayed with honor and dignity.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

3. In Consideration of a Public Improvement in the form of Red Rd. Reconstruction, Assessment Roll #345, Part of 1998 Local Streets #4, P.S. 01041

There were no Speakers for this Public Hearing

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

4. In Consideration of a Public Improvement in the form of Hilliard Rd. Reconstruction, Assessment Roll #349, Part of 1998 Local Streets #5, P.S. 01042

Gregory Madill of 5833 Hilliard Rd. said that he and his wife have lived here on Hilliard for 21 years and they have never seen any surface improvements other than occasional pothole patching. They live at the foot of a hill, and in the time they have lived here they have had to remove cubic yards of sand and gravel and other material that has washed down the hill into his yard. He has had to cut notches in his front yard to help solve the water runoff problems and deal with standing water in his driveway. Their neighborhood has been vastly improved over the last few years, rather than declining which is the case with some neighborhoods. Curbs and gutters would solve

Councilmember Allen thanked the residents who are in attendance tonight to speak on this issue. They have been fighting this battle for several years.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

2. In consideration of Z-2098; 505 W. Allegan St., Petition for Rezoning from "DM-3" Residential to "G-1" Business District filed by Sam Eyde Construction Co. to allow for Construction of an Office Building to be leased to the State of Michigan

Shane Locke of 1719 Georgetown Blvd. said that Downtown development has been great in the past few years, much better than it was 5 years ago. He objected to the demolition of the Civic Center, saying it is a terrible waste to destroy such a useable building. He is also disturbed that the sale of this building was done behind the backs of the residents. There is ample office space on the first floor of this building, which also has a beautiful first floor auditorium and plenty of parking. He believes that the Civic Center can be a useful part of Lansing again, and can be used to push Lansing into a "World Class City."

Gary Andrews of 560 Brookland Blvd. said that in a conversation with the firm that built the Civic Center, he learned that they built the building to last 300 years. He attended the opening of the Civic Center Time Capsule last Friday. That was a very sad day, and he realized that he was witnessing the end of perpetuity. The mementos in the time capsule were brought by all of the people who attended the grand opening of the building and placed in a time capsule very lovingly. This was a place where you could have the best night of your life over and over again. He urged everyone to come down and watch the demolition of this once great building and shed a tear for our history.

a lot of their problems, and repaving the street would be welcome to them too.

Fred Page of 5728 N. Hilliard said that the people that Mr. Madill talked to were not aware that there would be an assessment for the improvements petitioned for, and would not have signed the petitions, had they known. He supports the repaving of the street, but does not support the curb and gutter and special assessments attached. He lives at the bottom of the hill too, and deals with the runoff. He invited Councilmembers to drive down their street and see how bad it is.

Cindy McRae of 1231 S. Briarfield Dr. said that her mother lives on Hilliard. These residents were misled and should be allowed time to resurvey the neighborhood now that they know the true costs of the project. They were not aware of the costs when the original petition was circulated.

Tyson Cowles of 5711 Hilliard said that he circulated the petition. He told everyone what he thought the assessments would be based on the information he has given. Everyone was told that there would be an assessment. There were people who were against the project, but more people were in support of it. Repaving alone would not solve their problems, because it would just degrade again without curb and gutters to drain the water off of it. He asked everyone who attended tonight's meeting to support this project to stand. Approximately 10 people stood in a show of support.

Vicki Sproul of 5808 Hilliard said that she supports this public improvement. Every time it rains, they have a lake in their front yard. This project has been a long time coming.

Wilma York of 6026 Hilliard Rd. said that she has lived here for 5-6 years and never had any problems with water or flooding. She cannot afford this assessment.

Councilmember Allen read from a letter she received regarding this project. She asked the neighborhood to schedule a neighborhood meeting prior to the Public Service Committee's taking this issue up, and to contact Council Offices so that she can help facilitate the meeting.

Heather Dodd of 1617 W. Hilliard said that she is a young mother with two kids. She cannot afford to pay this assessment and would like more time to educate herself on this issue.

Sandy Montgomery of 6027 Hilliard said that she moved in after the petition went around. She got her assessment last week. She asked that they be given more time to consider this issue. They are first time home owners with a baby on the way and Beth Cowles of 5711 Hilliard said that they were given very little information when they sent the petition around. At the very least, this road needs to be repaved. If Council decides not to give them curbs and gutters, please at least give them repaving on the street. She asked her neighbors to consider the benefits of curb and gutter, including the increase to their property values and increased safety for their kids who ride bikes.

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

➤ Public Comment on Legislative Matters:

Helen Fiser of 12100 S. Cork Rd. in Merrice commended the City Attorney on the actions, attitude and businesslike manner with which he presented information to the Committee of the Whole Meeting on the Swans settlement. It is time for the City to settle this situation. It is wise to settle it now and let the settlement be a lesson and learn from it.

Lloyd Teets of 116 E. Elm St. said that the Swans case could have been settled out of court for \$200,000, but because of arrogance it cost \$10,000,000. This settlement was a message to change the Police Department's attitude, but it did not work. He wonders how much the next one will cost us and when will we get the message.

Gordon Wilson of 4200 Bristol commended Council for settling the Swans case. However, this does not settle the issue, because a human being lost his life. The City cannot keep being so arrogant. Black on black crime is ongoing, but so is police brutality. There have been so many kids killed by police brutality that it brings him to tears. We need to heal now, but if we are going to heal, the Police Chief must change his attitude. He asked Councilmembers to consider giving him a lease on the old Fire Station on Pleasant Grove after the new one is built. He would like to use the old station house as a community center for kids.

Darnell Oldham of Berwick Dr. said that Mayor Hollister is responsible for every act taken by City Employees. Attitudes are generated from the top down. This dangerous insensitivity has cost the City a lot of money, \$610,621.00. This is how much of the lawsuit the City will have to pay for. To make up for acts that were unnecessary and unlawful. He declared that Police and Community relations have not improved.

Christine Timmons of 335 E. St. Joseph said that she knew that the City would have to pay for the Swans death. It is the arrogance of City Employees that cost this City all this money. She is happy for the Swans family. Another case is coming up.

Eugene Buckley of N. Hayford St. said that the six hundred thousand dollars that the City is paying in the Swans case comes from the pockets of the tax payers. The City fought this thing for a long time and it has been very expensive and it is only arrogance that cost all of this money. We could have settled this case for 1/10 of the final cost and it would have been over and we would have started healing a long time ago. If something like this happens again, we need to bring closure to it as quickly as possible. Resolved by the City Council of the City of Lansing that a public hearing be set for April 19, 1999, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing Michigan, for the purpose of approving and/or opposing the proposed Special Land Use permit, SLU-2-99, SE Cor. Jolly & Pleasant Grove, Governmental Structure (Fire Station) in the "F" commercial District.

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: Councilmembers Beal, Benavides.

they need to decide if they can afford this or not.

LEGISLATIVE MATTERS
RESOLUTIONS

RESOLUTION #132
BY COUNCILMEMBER ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for April 19, 1999, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the proposed Special Land Use permit, SLU-25-98, 3400 Block of Stoneleigh Drive, Proposed Hospice for Eight People.

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Bauer, Leeman, Meyer, Murphy

NAYS: None

ABSENT: Councilmembers Beal, Benavides.

RESOLUTION #133
BY COUNCILMEMBER ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for April 19, 1999, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the proposed Special Land Use permit, SLU-1-99, 528 N. Seymour Avenue, Parking Lot in "DM-3" Residential District.

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Bauer, Leeman, Meyer, Murphy

NAYS: None

ABSENT: Councilmembers Beal, Benavides.

RESOLUTION #134
BY COUNCILMEMBER ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

RESOLUTION #135
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Michigan State Housing Development Authority sponsors the Property Improvement Program (PIP) to provide lower interest loans to rehabilitate residential structures of income eligible homeowners and landlords renting to income eligible tenants; and

WHEREAS, the City wishes to utilize the PIP in combination with its own CDBG and HOME financed homeowner and rental rehabilitation programs as a means of leveraging these funds; and

WHEREAS, pursuant to PIP requirements, the City must formally apply to participate

in the program as a PIP Agent, and state in a resolution passed by the City Council that it wishes to participate in the PIP and work with MSHDA and local lending institutions to implement and administer the Program;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby authorizes the Mayor, as the City's Chief Executive Officer, to apply for participation in the PIP and to have the City designated as a PIP Agent to implement and administer the Program.

BE IT FINALLY RESOLVED that the Mayor is authorized, as the official representative of the City of Lansing, to provide any and all information to be included in the application, and to execute all agreements and legal documents with MSHDA that may be required to participate in and implement the PIP subject to their prior approval as to form by the City Attorney.

By Councilmember Adado

Carried unanimously

RESOLUTION #136
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

That part of Lot 14 Midway Industrial Center, lying Northerly of the center of Mud Lake Drain, more fully described as: Beginning at the intersection of the North line of Lot 14 and the West line of Enterprise Drive, being the most Northerly corner of said Lot 14 thence S 24deg. 03min. 40sec. E, 248.30 ft. on the West line of Enterprise Drive to a point 25 ft. Northerly of the centerline of Mud Lake Drain, thence S 66deg. 56min. 00sec. W, 482.36 ft. on a line 25 ft. North of and parallel to Mud Lake Drain to a point on the West line of Lot 14, thence N 24deg. 03min. 40sec. W, 187.50 ft. to the Northwest corner of Lot 14, thence N 65deg. 56min. 20sec. E, 524 ft. on the North line of Lot 14 to the point of beginning. (This parcel is intended to include all of Lot 14 lying North of Mud Lake Drain including the 25 feet between the described line and Mud Lake Drain). Midway Industrial Center, City of Lansing, Ingham County, Michigan.

WHEREAS, Richard H. Child, Controller, has applied on behalf of Auto Air Composites, Inc. for an Industrial Facilities Exemption Certificate for the improvement and equipping of a newly purchased building adjacent to their existing facility and within said established district; and

WHEREAS, a Public Hearing was held on February 22, 1999, on the Exemption Certificate Application submitted by Richard H. Child on behalf of Auto Air Composites, Inc., and all parties had an opportunity to be heard; and

WHEREAS, Auto Air Composites, Inc. has substantially met all of the requirements for said Exemption Certificate as required by Public Act 198 and by the policies of this Council; and

WHEREAS, this Council finds that the granting of the Exemption Certificate, considered together with the aggregate amount of Industrial Facility Exemption Certificates currently in force shall not have the effect of substantially impeding the operation of the City of Lansing, nor impairing the financial soundness of taxing units levying ad valorem taxes in the City of Lansing;

NOW, THEREFORE BE IT RESOLVED: the Council of the City of Lansing hereby approves the Application from Richard H. Child on behalf of Auto Air Composites, Inc. for an Industrial Facility Exemption Certificate (IFT-01-99) to remain in effect for a period of twelve (12) years, subject to the execution of a written agreement between Auto Air Composites, Inc. and the City of Lansing (Exhibit A as filed with the City Clerk).

WHEREAS, the Lansing City Council has previously established a Lansing Industrial Development District (IP R-600) on September 17, 1990, and amended on July 6, 1998, on the properties commonly known as 5640 and 5720 Enterprise Drive, and 1540 Keystone Lansing, Michigan, more fully described as:

That part of Lot 8, Midway Industrial Center, a part of Section 3, T3N, R2W, City of Lansing, Ingham, Michigan, described as: Beginning at the Northeast corner of Lot 8; thence South 65 degrees, 56 minutes, 20 seconds West 468 feet; thence South 24 degrees, 03 minutes, 40 seconds East 251 feet thence North 65 degrees, 56 minutes, 20 seconds East 468 feet to the Northerly line of Lot 8; thence North 24 degrees, 03 minutes, 40 seconds West along the Northerly line of Lot 8, 251 feet to the point of beginning. Subject to and together with an easement dated April 10, 1989 in Liber 1750, Page 22, Register of Deeds, Ingham County, Michigan.

Lot 13, Midway Industrial Center, a subdivision of a part of Section 3, T3N, R2W, City of Lansing, Ingham County, Michigan.

BE IT FINALLY RESOLVED: the Mayor, on behalf of the City, is authorized to execute the afore stated Agreement, subject to prior approval thereof as to form by the City Attorney.

By Councilmember Adado

Carried unanimously

RESOLUTION #137
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Licensing and Enforcement Division of the Michigan Liquor Control Commission has issued a CLASS C Liquor License and Dance Permit to The City Club of Lansing; and

WHEREAS, University Club of Michigan State University, 3435 Forest Road, has obtained the appropriate signatures to transfer ownership from The City Club of Lansing; and

WHEREAS, the Committee on General Services reviewed and executed the forms and the request on March 23, 1999; and

WHEREAS, the Committee on General Services approved the transfer of the Class C Liquor License and Dance Permit to University Club of Michigan State University, 3435 Forest Road;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council hereby concurs with the recommendation of the Committee on General Services to approve the transfer of the Class C Liquor License and Dance Permit to University Club of Michigan State University; and

BE IT FURTHER RESOLVED, the City Clerk is requested to notify University Club of Michigan State University of the approval by the City Council

By Councilmember Allen

Carried unanimously

RESOLUTION #138
BY THE COMMITTEE ON GENERAL SERVICES

**RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the Licensing and Enforcement Division of the Michigan Liquor Control Commission has issued a Class C Liquor License to Ramon's North, Inc.; and

WHEREAS, Ramon's North, Inc., 718-720 E. Grand River, has obtained the appropriate signatures to obtain a new Dance Permit to be held in conjunction with the Class C Liquor License; and

WHEREAS, the Committee on General Services reviewed and executed the forms and the request on March 23, 1999; and
By Councilmember Allen

Carried unanimously

THIS ITEM WAS PULLED FROM THE AGENDA AT THE REQUEST OF COUNCILMEMBER ALLEN AND REFERRED BACK TO THE COMMITTEE ON GENERAL SERVICES

**BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the Committee reviewed the existing policies and criteria for disbursing funds appropriated for Education Initiatives, IEPFA Facility use and Park Facility use by community groups; and

WHEREAS, the Committee determined that to make a more fully informed decision, information pertaining to the requesting entities' membership should be available for consideration by the Committee;

NOW, THEREFORE, BE IT RESOLVED that the requesting entity, prior to consideration of the request for funds appropriated for Education Initiatives, IEPFA Facility use and Park Facility use, must provide information regarding its membership to the Committee on General Services at least thirty (30) days prior to the event date to insure a timely review.

**RESOLUTION #139
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**
That the following transfers be approved;

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$31,365.06	Estimated Revenues 273-0-170001-0	Training- P.A. 30260% 273-343212-747000-14310

(Appropriation of balance of State distribution of semi-annual payments for sworn law enforcement training: Funds received late December 1998 (Revenue a/c 273-0-573010-14310 State P.A. 30260% Justice Training Funds))

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$16,000	Parks Field Services Forestry Wages-Hourly 101-783821-706000-0	Parks Administration Special Programs 101-783810-741850-0

INTRODUCTION OF ORDINANCES

The following ordinance of the City of Lansing, Michigan, providing that the Code of

WHEREAS, the Committee on General Services approved the new Dance Permit for Ramon's North, Inc., 718720 E. Grand River;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council hereby concurs with the recommendation of the Committee on General Services to approve the request from Ramon's North, Inc. for a new Dance Permit to be held in conjunction with its Class C Liquor License; and

BE IT FURTHER RESOLVED, the City Clerk is requested to notify Ramon's North, Inc. of the approval by the City Council and that Ramon's North, Inc., must also obtain a Cabaret License from the City of Lansing.
(Appropriation of departmental residuals to fund Fourth of July fireworks display. Donations not available at this time in sufficient amount to cover costs, but Department will continue to seek donations for this purpose to offset general fund expense.)

By Councilmember Meyer

Carried unanimously

**RESOLUTION #140
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the City of Lansing and certain Lansing Police Officers are named as defendants in the lawsuit, entitled Eddie B. Swans, as Personal Representative of the Estate of Edward Swans v City of Lansing, Lansing Police Department, Jerome Boles, Chief of Police, et al.; U.S. District Court Case No. 5:96-CV-56; and

WHEREAS, a judgment has been entered against the City and the officers, which judgment currently is on appeal; and

WHEREAS, it is proposed that said lawsuit be resolved and settled by entering into a settlement agreement in the amount of \$10,250,000.00; and

WHEREAS, the City of Lansing shall contribute to this settlement by appropriating funds for the uninsured portion of \$610,621.16 from the City of Lansing General Fund Account to the City of Lansing Claim and Settlement Account # 101173901741700-00000 for payment therefrom;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council hereby approves and authorizes the settlement of the above referenced case in the amount of \$10,250,000.00; and

BE IT FURTHER RESOLVED, that the Lansing City Council hereby approves and authorizes the appropriation of \$610,621.16 from the City of Lansing General Fund balance and that those monies be transferred to the City of Lansing Claim and Settlement Account # 101173901741700-00000 for payment; and

BE IT FINALLY RESOLVED that, subject to the Law Department's review, the Law Department is authorized to prepare and execute the requisite documents to complete settlement of the aforementioned lawsuit.

By Councilmember Meyer

Carried unanimously

ORDINANCES FOR INTRODUCTION

Ordinances be amended by providing for the rezoning of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the Code for:

Z-199, 2517 E. Mt. Hope Avenue, "A" Residential and "D-1" Professional Office District to "D-1" Professional Office District

was introduced by Councilmember Adado, read a first and second time by its title and referred to the Committee on Development and Planning.

RESOLUTION #341
BY COUNCILMEMBER ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, April 26, 1999, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of opposing and/or approving the proposed Zoning Map Amendment Z-199, 2517 E. Mt. Hope Avenue, from "A" Residential and "D-1" Professional Office Districts to "D-1" Professional Office District.

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Bauer, Leeman, Meyer, Murphy

NAYS: None

ABSENT: Councilmembers Beal, Benavides,

INTRODUCTION OF ORDINANCES

The following ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by providing for the rezoning of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 124.602 of the Code for:

Z-2-99, NE Cor. W. Mt. Hope & Todd Avenues, "D-1" Professional Office District to "F" Commercial District

was introduced by Councilmember Adado, read a first and second time by its title and referred to the Committee on Development and Planning

RESOLUTION #342
BY COUNCILMEMBER ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

NAYS: None

ABSENT: Councilmembers Beal, Benavides,

ORDINANCES FOR PASSAGE

There were no Ordinances for Passage

OTHER BUSINESS

➤ Public Comment on City Related Matters

Carl Humphrey of 524 S. Chestnut read a poem written by Mitch Snyder, and spoke about a march to Washington, D.C. to light the homelessness problem.

Kelly Proper of 111 E. Cavanaugh said that there are 11,422 names on the stormwater delinquency list. She is concerned that people will slip through the cracks of the lien buy back process. The Administration is not naive enough to believe that the County would not go after peoples property if their stormwater fees were not paid. She accused Mayor Hollister of laughing at the people who spoke about the Civic Center tonight, and said that he owes them an apology.

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, April 26, 1999, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of opposing and/or approving the proposed Zoning Map Amendment Z-2-99, NE Cor. W. Mt. Hope & Todd Avenues, from "D-1" Professional Office District to "F" Commercial District.

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Bauer, Leeman, Meyer, Murphy

NAYS: None

ABSENT: Councilmembers Beal, Benavides,

INTRODUCTION OF ORDINANCES

The following ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by providing for the rezoning of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 124.602 of the Code for:

Z-3-99, 3435, 3627, 3631 Forest Rd. & Vacant MSU Land 3500 Blk. Forest Rd., "F" Commercial and "A" Residential Districts to "F" Commercial District

was introduced by Councilmember Adado, read a first and second time by its title and referred to the Committee on Development and Planning

RESOLUTION #343
BY COUNCILMEMBER ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, April 26, 1999, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of opposing and/or approving the proposed Zoning Map Amendment Z-3-99, 3435, 3627, 3631 Forest Rd. & Vacant MSU Land 3500 Blk. Forest Rd., from "F" Commercial and "A" Residential Districts to "F" Commercial District.

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Bauer, Leeman, Meyer, Murphy

Beverly Miller of 413 Pearl St. speaking regarding the City's Master Plan, said that North Lansing suffered a lot of night life for many years until the bars closed. Then the Mayor and City Council gave another bar a parking lot so that he could open a new bar in North Lansing. Alcohol is devastating. It has devastated East Lansing and the campus of MSU. Council should know about the destruction that alcohol causes. When the City approves liquor licenses and dancing permits they are turning us into a City of night life again. You cannot control alcoholics who are out of control.

Eugene Buckley of N. Hayford St. said that he has started a campaign to get the City a new Mayor and Council. He has kept track of the money that has been squandered since the Mayor got his rubber stamp Council and it is about five billion dollars. Councilmembers and the Mayor do not deserve the raises that they will be getting for what they have done to this City and its citizens.

Gary Andrews of 560 Brookland Blvd. criticized Mayor Hollister for laughing at Darryl Burgess. This was an insult to every citizen of the City. The Civic Center story is about over and that is sad. He agreed with the comments made about raises by the previous speaker.

Helen Fisher of 12100 S. Cork said that there has been no lessons learned by this Council.

The stormwater fee is an illegal tax and attempting to collect it is outright fraud. Few people realize that when they pay their property tax, unless you complained and refused to pay the fee, it was immediately subtracted from your property tax payment. Even if it was your intent not to pay it, it was deducted first and left property taxes unpaid in its place.

Daryl Burgess of 1407 Prospect said that Councilmembers Bauer, Meyer, Adado and Murphy, as well as Mayor Hollister are personally responsible for the loss of the veterans memorial Civic Center, because they did not do their job by becoming aware of the illegality of the sale and putting a stop to it. He thanked Mr. Wiener for helping to open the time capsule. He urged everyone who looks at the sign that says Sam Hyde, to remember that it once said Veterans Memorial Civic Center.

Belinda Fitzpatrick of 224 S. Holmes St. stated her concerns over the City's trash hauling processes. She would defend these citizens who have had their property hauled and then been fined for it, if she had her license to practice law. Just because the City has an ordinance does not mean that it provides people with due process.

Gordon Wilson of 4200 Bristol said that he doesn't need television camera's at these meetings. He repeated his request that he be allowed to lease the old Fire Station on Pleasant Grove for use as a Community Center for kids.

Dick Fiser of 12100 S. Cork Rd. in Morrice said there are many people in town who do not realize what really went on with the stormwater fee. He believes that slavery is still going on, because people's property has been sold to the county and then bought back by the City. That is slavery. The City has been getting money from the County every year and misleading the people.

Lloyd Teets of 116 E. Elm St. said that the Council raises were long overdue and should have been bigger. Two years ago they turned down their raises because the raise given to the Mayor was so out of proportion to the amount given to Councilmembers. He thinks that this time Mayor Hollister must have told the Commission to be more fair so that the raises would not be turned down. He stated his support of the easements for the River Trail. This is a jewel in the City Parks System.

Christine Timmons of 335 E. St. Joseph said that Council should be giving the money that they earn to the citizens who come to the meetings and speak to them. She suggested that Councilmembers have a maximum term of two years, and that they only be allowed to serve three consecutive terms.

COUNCIL COMMITTEE REPORTS

There were no Committee Reports.

CITY OFFICERS & BOARD REPORTS

1. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office.

RECEIVED AND PLACED ON FILE

2. Affidavits of Disclosure filed by the following City of Lansing Employees:

- Sharon Bonmarito, Personnel Director
- Joseph Graves, Jr., Chief of Staff
- Wendel V. Hall, Deputy City Attorney
- Sheila Ide, Deputy Personnel Director
- Douglas Rubly, Deputy Finance Director
- James D. Smiertka, City Attorney
- Robert Swanson, Finance Director

REFERRED TO THE BOARD OF ETHICS

3. Letter from John M. Roberts, Jr., Deputy City Attorney regarding OUIL Cost Recovery Procedures at LPD.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

4. Letter from Margaret E. Vroman, Assistant City Attorney regarding Research on

Councilmember Adado asked Mr. Wilson to draw up a letter stating his request and submit it to him.

Darnell Oldham of Berwick Dr. said that he refuses to live in a community and be silent when injustice and law enforcement is unequal. He said that there is a major campaign to keep General Motors in the City. The overall factor that they look at in their decision making process is law enforcement. He urged businesses to force the Mayor to make the necessary changes to law enforcement to improve the overall quality of life in Lansing. The buck stops with the Mayor. Problems with the Lansing Police Department are directly related to the Mayor's Office, because the buck stops on his desk. Until He takes a look at what is going on in the LPD, it will not be corrected. When the Police asked him for updated equipment and training, he turned his back on them, and that caused the situation the City is in now. How many additional Police Officers and how much additional training could we have had for them with the money spent to build the Taj Mahal Police Station on the North End that the Mayor has built?

Alberta Jordan of 354 Highland said that she saw the list that Chief Johnson brought to the March for Justice Meeting on March 19, 1999. This was a list of 16 individuals who have rap sheets with the LPD. Not all Police Officers are corrupt. She will keep fighting for her son Juan Lee, he will be coming home.

Animal Control Ordinance

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

5. Letter from Wendel V. Hall, Deputy City Attorney regarding Timothy E. Foxson v City of Lansing

REFERRED TO THE COMMITTEE OF THE WHOLE

6. Letters from the Mayor re:

a. Appointment of James W. Butler to the Economic Development Corporation Board, Tax Increment Finance Authority Board, and Brownfield Redevelopment Authority Boards for a Term To Expire in February of 2003

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

b. Grant Applications: Clean Michigan Initiative (CMI) for Riverfront Towers, LLC and Race Street Mill

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

c. SLU 25-98; 3400 Block of Stoneleigh Dr.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

d. SLU 01-99; 529 n. Seymour

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

e. SLU 02-99; SE Corner Jolly Rd. & Pleasant Grove Rd.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

f. Z-01-99; 2517 E. Mt. Hope Ave.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

g. Z-02-99; NE Corner of Mt. Hope Ave. & Todd Ave.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

h. Z-03-99; 3435, 3627 & 3631 Forest Rd.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

I. Public Improvement I, Grand River Ave Streetscape

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

j. Public Improvement I & II, 1999 A Sidewalk Repair

I. Public Improvement IV, Hilliard Rd Reconstruction

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

m. Transfer of Funds; 54A District Court, PND, Parks & Recreation

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE
INTERNAL AUDITOR

n. Boys Training School Implementation Committee

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

o. River Trail West Easements for Development of the River Trail from Spring and
Elm Streets to Moores Park

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

p. River Trail Easements North of Burchard Park

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

q. MSU Crew Club Water Line Easement; Grand River Park

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

r. News Releases from LPD: Spring Safety Tips; Lieutenant Wins Criminal Justice
Women of Michigan Award

RECEIVED AND PLACED ON FILE

s. Lansing Named 1998 Tree City USA

RECEIVED AND PLACED ON FILE

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the
proper referrals be made by President Benavides

Carried unanimously

1. SLU-03-99; 216 W. Lapeer St., Special Land Use Petition filed by John T. Foster to
allow for Development of an Off Street Surface Parking Lot

REFERRED TO THE MAYOR AND THE PLANNING BOARD

2. Letter from Darryl Burgess of 1407 Prospect St. requesting that he be allowed to
participate, in a speaking role, in the Ceremony Honoring the Civic Center that is
REFERRED TO THE MAYOR AND THE COMMITTEE ON DEVELOPMENT
AND PLANNING11. Letter from Darren Williams of 1217 N. High St. regarding the Traffic Calming
proposal for Area 5REFERRED TO THE TRAFFIC BOARD AND THE PUBLIC SAFETY
COMMITTEE12. Suspension item from Councilmember Allen; a letter from the Citizens for a Better
Lansing group stating their opposition to Z-13-98 at 4720 S Cedar St.

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

k. Public Improvement IV, Reo Rd. Reconstruction

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

planned for April 20, 1999

REFERRED TO THE MAYOR

3. Letter from Ingham County Clerk Mike Bryant on forwarding Resolutions Adopted
by the Ingham County Board of Commissioners relative to:

- Formal Notification Process for Inmates with Medical Conditions & Policy for
Charging Municipalities for Medical Costs of Certain Inmates in the Ingham
County Jail
- Reappointment of Todd Boyd to the CCAB for a Term to Expire September 17,
2001, and Requesting Confirmation by the Lansing City Council

REFERRED TO THE MAYOR AND THE PUBLIC SAFETY COMMITTEE

4. Application for Amendment to Industrial Facilities Exemption Certificate filed by
Quality Dairy Co. for their Facility at 1335 Diamond Reo WayREFERRED TO THE MAYOR, THE ECONOMIC DEVELOPMENT OFFICE,
AND THE DEVELOPMENT AND PLANNING COMMITTEE5. Letter of Appreciation From Habitat for Humanity for Funding Assistance provided
by the City of Lansing Human Relations and Community Services Department

RECEIVED AND PLACED ON FILE

6. Letter from Mark Haeshutter, no address given, regarding a traffic problem at the
Intersection of Walnut St. and Kilbom St.REFERRED TO THE MAYOR, THE TRAFFIC BOARD, AND THE PUBLIC
SAFETY COMMITTEE7. Letter from Anna Steton of 318 Lama Circle requesting consideration for
Appointment of the Capital Area District Library Board

REFERRED TO THE MAYOR

8. Letter from David A. Foster of 2124 Reo Rd. protesting the Public Improvement
Special Assessment for Reconstruction of Reo Rd.

REFERRED TO THE MAYOR AND THE PUBLIC SERVICE COMMITTEE

9. Letter from Angela Foster of 2114 Reo protesting the Public Improvement Special
Assessment for Reconstruction of Reo Rd.

REFERRED TO THE MAYOR AND THE PUBLIC SERVICE COMMITTEE

10. Letter from Mary J. Fuhrman in opposition to Z-13-98; 4720 S. Cedar St.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

13. Suspension item from Councilmember Allen; a letter from Jennifer Alspaugh of
6006 Hilliard Rd. in opposition to the special assessment for Public Improvement on
Hilliard

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

14. Suspension item from Councilmember Allen; a Letter from Mike O'Connor,
President of the Maplehill Neighborhood Association stating their opposition to Z-13-

98 at 4720 S. Cedar St.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

15. Suspension item from Councilmember Allen; a letter from Katie Garner of 312 E. Syringa Dr. in opposition to Z-13-98 at 4720 S. Cedar St.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

16. Suspension item from Councilmember Allen; a letter from Deborah Dent of 3535 Jewel Ave. regarding personal property taxes

REFERRED TO THE MAYOR AND THE CITY ASSESSOR

17. Suspension item from Councilmember Adado; a letter from Betty Kost of 1426 McIntyre Crt. regarding a plaque that came from the Civic Center

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

MOTION FOR EXCUSED ABSENCE

By Councilmember Adado

To excuse Councilmembers Beal and Benavides from tonight's proceedings

Carried unanimously

COUNCILMEMBERS' COMMENTS

Councilmember Adado said that he received a memo from Mayor Hollister asking that Councilmembers make specific cuts in the budget. In order for him to make specific recommendations for budget cuts, he would need copies of contracts that the City has with outside vendors and a detail of supplies and operating expenses. He would like a detail on general fund expenses showing how much is allocated to individual departments. He would like these reports by Wednesday morning at 8:00 A.M. so that he can prepare specific budget recommendations. He wants an analysis of how

MAYOR'S EXECUTIVE ASSISTANT'S RESPONSE TO COMMENTS

Mr. Wiener responded to comments made by the public tonight. He spent a lot of time with Mr. Burgess and Mr. Andrews and the time capsule last week. It was recorded by the TV Station and made public. It was handled by a State Archivist to protect the preservation of documents. He respects both of them for their passions and love for the City. He cannot imagine Mayor Hollister laughing at either one of them, but apologizes for the perception that may have been made. The issues surrounding the sale of the civic center has been thoroughly investigated. The comments by Mr. Oldham have become very strident in attacks on Mayor Hollister. This issue has been very sad. You cannot think that there have not been changes in the Police Department as a result of the Swans death. If you do, you are just not paying attention. Mr. Oldham could be more constructive and try to work with the Administration to improve services to the community and work for positive change, rather than condemning people who are trying to do a good job.

This is a season of peace and freedom and justice, and he prays for all of us for a new beginning

ADJOURNED 1050 P.M.
MARILYN NUNSLADE, CITY CLERK

to cut 3-4% from the budget. It is the Mayor's responsibility to make these recommendations, Council will do so on his request, but they must have the type of information necessary to allow them to do so

Councilmember Meyer said that if that data is received by Wednesday morning, they can go over it in the Ways and Means meeting at 4:00 on Wednesday. He noted that the CMI Grant Applications came through the EDC Office.

Councilmember Murphy said that the Public Safety Committee will meet this Wednesday at the new LPD Firing range on Airport Rd. He invited Citizens to attend and tour the facility with the Committee. Next week there is a joint General Services and Public Safety Committee meeting on Monday at 5:00 P.M. in which they will take up the subject of illegal fire works. He congratulated the Fourth Ward residents who were the recipients of the Greater Lansing Area Association of negro Business and Professional Womens Groups: Dorothy Wilson, Ora Fuller, Rudy Wilson and Hazel Bethea

Councilmember Leeman asked the Administration for a detail of the cost to the City for the Police Departments Assistance to the City of East Lansing for riot control, as well as a report on the damage to vehicles and injuries to persons. He would like this information for the public safety committee meeting. He expressed his condolences to the families of victims of house fires over the weekend.

Councilmember Allen thanked Councilmember Bauer for filling in for President Benavides and doing a good job. She would like a report of the stormwater delinquencies referred to tonight.

Councilmember Bauer congratulated the MSU Spartan Basketball Team for their wonderful season and thanked them for the wins. She announced that she will be attending the Capital Quality Initiative Leadership Day representing City Council. They will talk about aligning goals and improving quality throughout the community. She thanked Councilmember Allen for her suggestion about property owners getting out and cleaning up their property after winter. Please do so, and maybe go the extra mile and get trash off of adjacent property, as well.



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING

PROCEEDINGS OF APRIL 5, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M.
by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman,
Murphy

ABSENT: Councilmember Meyer

The Invocation and Pledge of Allegiance were led by Reverend Wilfred Baker, Jr. of the Central
Church of the Nazarene

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of March 22, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Allen

To accept the following under suspension of the rules:

1. From Councilmember Allen; a letter from Richard and Helen Fiser regarding a violation notice they received from the State of Michigan Department of Environmental Quality
2. From Councilmember Allen; a substitute for the Resolution contained in tonight's City Council Meeting Packet for revision of the policy for appropriation of Community Use/Promotion Funds
3. From Councilmember Adado; a Resolution Setting a Public Hearing for April 19, 1999, in consideration of the City of Lansing Comprehensive Plan and Plan Submission for Community Development Block Grant Resources
4. From Councilmember Murphy; Introduction of an Ordinance Adding a New B. Mayor Hollister presented a Proclamation stating the City of Lansing's dedication to and support for Participation in the Census 2000 Complete Count Committee, to Jim Scott, District Office Manager for Census 2000. Mr. Scott outlined the plans for collecting the Census 2000. On April 1, 2000, census forms will be mailed to residents who will be requested to complete the forms and return them to the Census Committee. They have taken special precautions to deal with people who are hospitalized, institutionalized, living in foster care and/or nursing homes. Jobs with the census are still available and interested parties may call 272-2501. He introduced Eleanor Love of the City of Lansing Planning and Neighborhood Development Department and David Andrews of Channel 6 TV, who will Co-Chair the Census 2000 Committee. They will focus on making sure that everyone in Lansing is counted and counted accurately.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

1. In consideration of an Amendment to Chapter 658, to Add a New Section,

Chapter, Chapter 1656, for the purpose of Regulation by the City of the Sale, Use and Transportation of Fireworks

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE
REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Councilmember Allen expressed condolences and sympathy to the family of Edward Simmer. Mr. Simmer lost his Wife in an Accident. Mr. Simmer has asked her to thank everyone for the letters and cards his Family has received.

Councilmember Leeman announced a meeting of the North Town Community Association, Tomorrow, April 6, 1999, at the Thelma J. Osteen Comfort Station, which is located near the corner of Grand River and Turner.

➤ Special Ceremonies

A. Mayor Hollister and President Benavides presented a Resolution of Tribute, as well as a Proclamation, to Santiago Rios and all the Members of the Cesar Chavez Memorial Commission, in memory of Cesar Chavez. Mr. Rios invited everyone to the 4th Annual Memorial Cesar Chavez Dinner to be held at the Lansing Center on Friday, April 9, 1999. He presented a short biography of Mr. Chavez and his efforts to improve the conditions for Farm Workers in the United States. Mr. Rios noted that Lansing is the only City in the U.S. to be hosting a 4th Annual Cesar Chavez Commemorative Dinner which will feature a keynote address by Arturo Rodriguez, President of the United Farm Workers AFL-CIO. Mr. Rios canonized Mr. Chavez as a great man and a great American. A wonderful roll model for all of us. A man of God.

President Benavides thanked Mayor Hollister and all the Members of the Commission for their efforts to honor Mr. Chavez.

Section 658.08 for the Purpose of Including, as a Threatening Behavior, the Use of Laser Devices as a Prohibited Offense

Lt. Julie Williams of the Lansing Police Department gave a report on her investigations into the adoption of ordinances to control the use or and abuse of laser devices. The reason for this ordinance is to prevent misuse of these devices. The first documented incident of the misuse of laser devices in the State of Michigan was filed in July of 1988. Louisville, KY has a laser ordinance, as does Dearborn. This ordinance will regulate, among other laser devices, laser sited rifles which have been used to shoot and kill police officers. There was an incident in Okemos in which a man was shot in the eye by a laser device that bounced off of his rearview mirror, and he sustained damage to his eye. In Mason a Teacher was injured by being shot in the eye with a laser device. Senate Bill # 154, the Youth Laser Pointer Act, prohibits the use, sale to, receipt of, possession of, or use of lasers by minors in public places. New York has a similar ordinance prohibiting the use and sale of laser devices to minors. On March of this year an LPD Officers was the victim of a laser pen operated by a 20 year old man. The Police Department is concerned because of reports of multiple occurrences in local theaters, on school buses, and on roadways. There have been many complaints filed about lasers being pointed at bus drivers rearview mirrors while they are driving students to a

nd from school and school related events. She listed the names of other communities that have passed ordinances addressing the use of lasers. She asked Councilmembers to give serious consideration to their request for the passage of this ordinance.

Thomas Hendricks of 6716 Seka Dr. said that he drives a bus for CATA. On March 3, 1999, at the new Transportation Center, he was in the process of backing his 40' bus out of its slot with 50 passengers on board when he felt a flash of light in his eyes. In front of his bus was a group of inter-city teens, one of whom was a young female with a laser device which she was flashing in his eyes. He stopped his bus and alerted security who detained the young girl and took the laser away from her. He had to be released from work for the day so that he could be taken to the eye doctor to have his eye numbed. The eye doctor told him that she had seen 6 teachers with the same type of eye damage from laser devices. The following day, he filed a report with a Police Officer from the South Side Police Precinct and subsequently filed assault and battery charges against the teen, but because the eye doctor's report stated that there was no permanent damage, the Police decided not to pursue charges against the teen. This problem is epidemic in Lansing. Kids think this is some kind of a game. He asked Councilmembers to pass this ordinance before someone loses their eye sight.

Lloyd Teets of 116 E. Elm St. stated that he wants to allow twelve minutes of speaking time to match the time afforded to Officer Williams from LPD. He complained that the draft copy of this ordinance is not available for review in the black book. He recognizes the danger to eyesight from laser damage, but, based on the information Marge Forslin of 221 Kensington said that she is copresident of the Central Neighborhood Association in East Lansing. She opposes the placement of this facility in Ranney Park, because it would be detrimental to their neighborhood. This is the wrong place and the wrong time for this type of activity. Businesses and residents in this area would be calling the police on these kids all of the time. She suggested that the City consider converting a warehouse type of building into an extreme sports park. Putting the extreme sports park in an enclosed building would contain the noise, and would allow for year-round use.

Brian Smith of 1007 Woodbine stated his support of the placement of the extreme sports facility in Ranney Park. Ranney Park is conveniently located and accessible to everyone. It is on the CATA Busline, and this option is supported by the Park Board.

Kathy Yule of 2819 Lee Blvd. asked Councilmembers not to put this facility in Ranney Park. She is speaking on behalf of her neighbor's too. They are not opposed to a skateboard park, just the placement of the park at Ranney Park. She walks to Frandor Shopping Center 2-3 times per week from her house, and it is very difficult getting there because of the amount of traffic in this area. She nearly struck a kid on a skateboard with her car in the Foster Community Center parking lot the other day when he darted out from between two parked cars. She took some of her students down to Apple Sports Plex last Friday. One of their employees warned her that the City would have to be careful of liability, because of broken arms and legs.

John Slawinski of 6501 Rosedale, said that he is an environmental outreach coordinator from General Motors here representing the City's youth who have been evicted from the streets of E. Lansing. He supports this proposal. This is an issue that needs to be addressed. Skateboard parks have proven to be self policing. Additionally, they showcase talents and products that kids are very proud of. The real issue tonight is not where the Park be built, but will we step up to the plate and build one for the kids of our community.

Gordon Wilson of 4700 Bristol said that he objects to the Ranney Park location because it is on the northeast side of the City. This is a location that inner city kids would have a hard time getting to. This is the worst location that we could pick and expect our kids to play in and be safe. This facility needs to be more centrally located, like in the downtown area. He urged Councilmembers not to add these kids into the mix of the crowd at Ranney Park where the slow pitch softball is played.

Ellen Sprouis of 2306 FStonehenge in E. Lansing stated her support for the master plan amendment. This is not about location, it is about accommodating the needs of our kids.

available to him tonight, he believes this ordinance to be too broad.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

2. In consideration of an Amendment to the Parks and Recreation Master Plan for the Purpose of Including a Park Containing a Skateboarding Facility, In-line Skating Facility, a BMX Track and Other Related Sports Facilities.

Lloyd Teets of 116 E. Elm St. stated his support for this Master Plan amendment.

Gail Northrup of 531 Glenmoor said that the consideration of safety issues should preclude Ranney Park as the location for this facility. There is too much traffic and parking nearby. The threat to kids is too grave at this location. In 1998, on Michigan Ave., between Clippert St. and Frandor, three pedestrians were struck by motor vehicles. Just last Friday, he witnessed two accidents on Clippert St. Councilmembers must think of safety first and build from there up.

Judith Miller of 5312 Glenmoor said that she owns a condominium unit on Glenmoor and is concerned about the noise associated with these types of events. She believes that this park should not be placed within a one mile radius of residential areas. Ranney Park serves as a buffer zone between the residential area that she lives in and the commercial area represented by Frandor.

George Leichweis of 118 Lexington in E. Lansing said that he has been a spokesperson for skaters for 10 years. They have 500 signatures from kids who are looking for a skateboard park in this town. The Site Committee has come up with over 20 sites and feels that a first class facility can be constructed that will last for years to come. There are various funding options. If there were no softball or tennis facilities at Ranney Park, those sports would be played in the streets and they would be perceived as dangerous too. There are many different options for implementation that will make the utilization of Ranney Park more friendly to the surrounding neighborhoods. Ranney Park has a great deal of empty space that needs to be filled. We need to pledge our support to these kids. His business, Modern Skate and Surf, has donated \$5,000 toward development of this facility. He challenges any and all business owners in the Lansing Area to meet or exceed his donation so that this project can be completed successfully.

Fred Jacobs of 1051 Lilac in E. Lansing thanked the City of Lansing for being progressive and doing something for the skaters in this area. He supports the Ranney Park location for this park, because it is an urban location. He visited the first skateboard park in Santa Fe, New Mexico. There were no boom boxes around, and no police. There were just lots of kids skating quietly and having a good time.

Ed Simmer of 2609 Dier said that there is hardly anything out there for these children. He supports this concept. This is a park that needs to be built.

Councilmember Beal announced that the Public Service Committee will meet this Wednesday and hear from the Parks Department with regard to this issue.

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

Public Comment on Legislative Matters:

Tom Arnold of P. O. Box 20013 said that he owns property in Old Town and is here tonight representing several other property owners in Old Town, as well as himself. Last Friday they became aware that waterfront development grants would be awarded for businesses along the river in Old Town. They wish to thank Councilmembers for these grants, however, they do have a few questions. They hope the two grant applications that were approved tonight do not exhaust the available funds and prohibit other property owners from being eligible to participate in this funding option. He would like to be able to apply for funding assistance with his project at the old Estes Furniture Store, which he has financed out of his own pocket. He would like to get in on some of this money.

Councilmember Beal said that Councilmembers were unaware of the process for receiving these grant monies. She asked if the City contacted business owners in this area to let them know about the availability of these funds.

Mr. Arnold answered that the first time that he became aware of the grant funding was when the President of the North Lansing Community Association called him, last Friday. He would like to be considered for this type of funding.

Councilmember Bauer said that it is her understanding that these grants were initiated by the two business owners who then worked with City Departments to get the funding approved.

Pat Cook of the Economic Development Office said that her office was aware of the two projects that are on tonight's agenda that were a little more past the conceptual stage than Mr. Arnold's project was. The applications for these grants were given 60 days preparation time. It takes 30 days for the applications themselves to be prepared, and then they must be reviewed by the Department and approved by Council. Her Office had to look at projects that were fairly well into the completion phase, not just in the planning stage. They were asked to do community outreach, which they plan to do for the second round grant opportunities that are coming up in the fall.

Councilmember Allen asked if the two projects that are being approved tonight will exhaust the City's eligibility for project and jeopardize any other projects that might otherwise have been eligible for the second phase in the fall.

Mrs. Cook responded that there will be further opportunities in the fall.

Councilmember Beal stated that, in her opinion, there is some appearance of favoritism towards one developer who has already received City support for other projects.

Ms. Cook reiterated that Her Office was made aware in January that the State was considering a funding process for these types of developments. However, an application process was not put together until mid February. These two projects meet the criteria required for this funding.

Councilmember Beal asked Ms. Cook if the EDC Office did a mailing to any other businesses.

Ms. Cook responded that they did reach out to the Director of Old Town, but she was on vacation and did not respond. The State has a \$60,000,000 bond issue. Of that \$50,000,000 is available for water front projects.

Councilmember Beal asked if the City Market would be eligible for funding under the next round of the development project, and asked Ms. Cook to look into the eligibility of the Market and also to engage everyone on riverfront property so that it does not appear as if the is giving these opportunities to a favored few.

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby honor the memory of Cesar Chavez who, devoted his life to making a positive difference in the lives of others;

BE IT FURTHER RESOLVED the Lansing City Council hereby declares Friday, April 9, 1999 as Cesar Chavez Day.

By Councilmember Adado

Carried unanimously

RESOLUTION #145
BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Ingham County Board of Commissioners has reappointed Todd Boyd, Administrator of the 30th Circuit Adult Probation Department, to the joint City/County Community Corrections Advisory Board as the Probation Representative; and

WHEREAS, the Committee on Public Safety concurs with the re-appointment of Todd

Councilmember Leeman said that they learned at the Committee of the Whole Meeting last Thursday that the Ottawa Street Power Plant is something that they are looking at for the next round of grant applications.

Mr. Arnold said that his tenant has plans that were drawn up by a local architect. These will be submitted to the Building Department within a week or two. This involves a building that is adjacent to Old Town. He purchased the Estes Furniture Store two years ago and expended large amounts of money on these buildings to bring them up to code and further their projects. These projects are much more than just conceptual, and all of the funding for them today has been done out their own pockets. The one developer that will get one of these grants seem to get all of the breaks in town and all of the help that he needs from the City, including the building of roads, etc.

LEGISLATIVE MATTERS
RESOLUTIONS

RESOLUTION #144
BY COUNCILMEMBER TONY BENAVIDES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Cesar E. Chavez was born on March 31, 1927, in Arizona, was married to Helen Chavez for 45 years, and they raised a family of eight children; and

WHEREAS, Cesar Chavez co-founded and was President of the United Farm Workers of America, AFL-CIO, and he demonstrated that through this organization he could carry on his struggle for human rights, workers' rights, and justice for all people, particularly migrant farm workers; and

WHEREAS, Cesar Chavez was an extraordinary American hero, who believed in non-violence while campaigning for just treatment of workers, and his legacy is the revival of the American worker's spirit and the courage to believe in ourselves; and

WHEREAS, President Clinton awarded the Presidential Medal of Freedom to Cesar Chavez posthumously in 1994; and

WHEREAS, the Capital City will celebrate his birthday at the 4th Annual Cesar Chavez Commemorative Dinner at the Lansing Center on Friday, April 9, 1999 to honor the late labor leader and international humanitarian; and

WHEREAS, the Commemorative Dinner will feature a keynote address by Arturo Rodriguez, President of the United Farm Workers;

Boyd;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the Ingham County Board of Commissioners and re-appoints Todd Boyd to the joint City/County Community Corrections Advisory Board as the Probation Representative for a term to expire September 17, 2001.

By Councilmember Murphy

Carried unanimously

RESOLUTION #146
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Committee reviewed the existing policies and criteria for disbursing funds appropriated for education initiatives, LEPPA Facility use and Park Facility use by community groups; and

WHEREAS, the Committee determined that, to make a more fully informed decision, information pertaining to each requesting entity's membership and the extent to which

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COUNCIL PROCEEDINGS

Lansing residents would be involved should be made available before consideration by the Committee;

NOW, THEREFORE, BE IT RESOLVED that each requesting entity, prior to consideration of a request for funds appropriated education initiatives, LEPA Facility use and Park Facility use by community groups, must provide information regarding its membership and the extent to which Lansing residents would be involved, to the Committee on General Services at least thirty (30) days prior to the event date to insure timely review by the Committee.

By Councilmember Allen

To accept a substitute Resolution for the Original contained in the Council Packet

Carried unanimously

By Councilmember Allen

To place an affirmative roll on the substitute resolution

Carried unanimously

RESOLUTION #147
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has appointed James W. Butler, One Michigan Avenue, to the Economic Development Corporation Board of Directors, the Tax Increment Finance Authority Board of Directors and the Brownfield Redevelopment Authority board of Directors; and

WHEREAS, the Committee on Ways and Means concurs with the appointment of James W. Butler;

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$2,500	Estimated Rev.-General Fund 101-0-170001-0	Parks and Recreation Special Programs 101-733831-741850-0

(Donations from Michael and Valerie Guthrie (\$1,000) and Campus Ford for STES Exhibit pre-opening reception at Let's Center. Revenue detail account 101-0-675003)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$21,235	Estimated Revenue Acc 51 Major Streets 202-0-170001-0	Grand River/Martin Luther King, Jr. Signal Modernization 202-453636-74670354002

(MDOT authorization for signal modernization Revenue detail account 202-0-617900-0)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$25,189	Estimated Revenue Acc 51 Major Streets 202-0-170001-0	Grand River/Capitol City Blvd Signal 202-453636-746703-54003

(MDOT authorization for signal modernization Revenue detail account 202-0-617900-0)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$1,500	Estimated Revenue Acc 51 Major Streets 202-0-170001-0	Oakland/Pennsylvania Inspection Services 202-453636-746703-54001

(Electrical inspection and controller timing services at signal improvement project at Oakland and Pennsylvania, per MDOT authorization. Revenue detail account 202-

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the appointment of James W. Butler to the Economic Development Corporation Board of Directors, the Tax Increment Finance Authority Board of Directors and the Brownfield Redevelopment Authority board of Directors for a term to expire February 28, 2003

By Councilmember Adade

Carried unanimously

RESOLUTION #148
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
That the following transfers be approved;

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$2,000	Dist. on Probation Temp. Help 760-132210-707000-0	
\$3,000	Misc. and Oper. Expenses 760-132210-741000-0	
\$1,000	Equip 760-132210-977000-0	
\$6,000		Court Probation Salaries 760-132210-702000-0

(Employee hired at higher salary step than anticipated in budget.)

0-617900-0)

By Councilmember Adade

Carried unanimously

RESOLUTION #149
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the City of Lansing seeks to support Riverfront Towers L.L.C. in the redevelopment of their property located in the Old Town area on Grand River Avenue, by submitting an application for Waterfront Redevelopment Grant money, as authorized by the Clean Michigan Initiative; and,

WHEREAS, the proposed redevelopment project is linked to and is consistent with previous redevelopment efforts by the City and other agencies in the Old Town area and that the completion of the proposed redevelopment project will continue to stimulate the further redevelopment of the Old Town area; and,

WHEREAS, the City of Lansing believes that the proposed redevelopment project will significantly contribute to the revitalization of adjacent neighborhoods and that the proposed project will create jobs and significant economic opportunity for residents of the area; and,

WHEREAS, the proposed redevelopment project is consistent with, and complimentary to, the Waterfront Plan for the City of Lansing and the City's broader economic and community development plans for the community as a whole; and,

WHEREAS, the proposed project will provide significant public access to the Grand River waterfront and the Lansing Riverwalk via the proposed deck and access area; and

WHEREAS, the subject property is currently in a serious state of disrepair and has been

vacant for many years; and,

WHEREAS, the developer will meet with north Lansing community organizations to present the proposed redevelopment project; and,

WHEREAS, there is no City cash match required for this grant;

NOW, THEREFORE BE IT RESOLVED that the City Council authorizes the Administration to assist in the preparation and submission of a Waterfront Redevelopment Grant for the project described above and that the grant amount requested be no more than \$90,000; and

BE IT FURTHER RESOLVED, the City Council authorizes the Administration to accept the Grant funds and to sign and execute all necessary documents to accept the Grant after subsequent review by the City Council and the approval by the City To place an affirmative roll on the substitute resolution

FOLLOWING LENGTHY DISCUSSION THE FOLLOWING MOTION WAS MADE:

By Councilmember Allen

That this resolution, along with the corresponding resolution for grant funds for the Race Street Mill Project, be laid on the table for one week

MOTION TO TABLE DEFEATED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Allen, Deal

NAYS: Councilmembers Adado, Bauer, Benavides, Leeman, Murphy

COUNCILMEMBER ADADO'S MAIN MOTION FOR AFFIRMATIVE ROLL WAS ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Bauer, Benavides, Leeman, Murphy

NAYS: Councilmember Deal

ABSENT: Councilmember Meyer

RESOLUTION #150
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the City of Lansing seeks to support SD LLC in the redevelopment of their property located in the Old Town area which is commonly known as the Race Street Mill, by submitting an application for Waterfront Redevelopment Grant money, as authorized by the Clean Michigan Initiative; and,

WHEREAS, the proposed redevelopment project is linked to and is consistent with previous redevelopment efforts by the City and other agencies in the Old Town area and that the completion of the proposed redevelopment project will continue to stimulate the further redevelopment of the Old Town area; and,

WHEREAS, the City of Lansing believes that the proposed redevelopment project will significantly contribute to the revitalization of adjacent neighborhoods and that the proposed project will create jobs and significant economic opportunity for residents of the area; and,

WHEREAS, the proposed redevelopment project is consistent with, and complementary to, the Waterfront Plan for the City of Lansing and the City's broader

YEAS: Councilmembers Allen, Deal

NAYS: Councilmembers Adado, Bauer, Benavides, Leeman, Murphy

Attorney based on the Grant award from the Michigan Department of Environmental Quality; and,

BE IT FURTHER RESOLVED, that given the awarded grant requires no City cash match, as indicated in this resolution, the administration is authorized to create appropriate accounts and transfer necessary funds to administer and monitor the grant

By Councilmember Adado

To accept a substitute for the Original Resolution contained in the City Council Packet

Carried unanimously

By Councilmember Adado

economic and community development plans for the community as a whole; and,

WHEREAS, the proposed project will provide significant public access to the Grand River waterfront and the Lansing Riverwalk via the proposed deck and access area; and

WHEREAS, the subject property is currently in a serious state of disrepair and has been vacant for many years; and,

WHEREAS, the developer will meet with the north Lansing community organizations to present the proposed redevelopment project; and,

WHEREAS, there is no City cash match required for this grant;

NOW, THEREFORE BE IT RESOLVED that the City Council authorizes the Administration to assist in the preparation and submission of a Waterfront Redevelopment Grant for the project described above and that the grant amount requested be no more than \$750,000; and

BE IT FURTHER RESOLVED, the City Council authorizes the Administration to accept the Grant funds and to sign and execute all necessary documents to accept the Grant after subsequent review by the City Council and the approval by the City Attorney based on the Grant award from the Michigan Department of Environmental Quality; and,

BE IT FURTHER RESOLVED, that given the awarded grant requires no City cash match, as indicated in this resolution, the administration is authorized to create appropriate accounts and transfer necessary funds to administer and monitor the grant

By Councilmember Adado

To accept a substitute for the Original Resolution contained in the City Council Packet

Carried unanimously

By Councilmember Adado

To place an affirmative roll on the substitute resolution

FOLLOWING LENGTHY DISCUSSION THE FOLLOWING MOTION WAS MADE:

By Councilmember Allen

That this resolution, along with the corresponding resolution for grant funds for the Riverfront Towers LLC Project, be laid on the table for one week

MOTION TO TABLE DEFEATED BY THE FOLLOWING VOTE:

COUNCILMEMBER ADADO'S MAIN MOTION FOR AFFIRMATIVE ROLL WAS ADOPTED BY THE FOLLOWING VOTE:

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YEAS: Councilmembers Adado, Allen, Bauer, Benavides, Leeman, Murphy

NAYS: Councilmember Beal

ABSENT: Councilmember Meyer

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING THAT A PUBLIC HEARING BE SET FOR MONDAY, APRIL 19, 1999, AT 7:00 P.M. IN CITY COUNCIL CHAMBERS, TENTH FLOOR, LANSING CITY HALL, 124 WEST MICHIGAN AVENUE, LANSING, MICHIGAN, FOR THE PURPOSE OF RECEIVING PUBLIC INPUT CONCERNING THE ANNUAL CONSOLIDATED STRATEGY AND PLAN SUBMISSION AND PROPOSED BUDGET FOR USE OF COMMUNITY DEVELOPMENT FUND RESOURCES FOR FISCAL YEAR 1999-2000.

By Councilmember Adado

Carried unanimously

ORDINANCES FOR INTRODUCTION

INTRODUCTION OF ORDINANCE
ADDING A NEW CHAPTER, CHAPTER 1615,
CITY OF LANSING FIREWORKS ORDINANCE
TO THE CODE OF ORDINANCES

By Councilmember Murphy:

That an Ordinance to amend the Code of Ordinances of the City of Lansing by Adding a New Chapter, Chapter 1615, for the purpose of Creating a Fireworks Ordinance to Regulate the Sale, Possession, Transportation and Use of Fireworks in the City of Lansing, was introduced by Councilmember Murphy and referred to the Committee on Public Safety.

RESOLUTION #152
RESOLUTION SETTING PUBLIC HEARING

By Councilmember Murphy:

RESOLVED BY THE CITY COUNCIL, CITY OF LANSING, that a public hearing be set for Monday, April 26, 1999, at 7:00 P.M. in the Council Chambers, 10 Floor, City Hall 124 W. Michigan Ave. for the purpose of considering an Ordinance to amend the Code of Ordinances of the City of Lansing by Adding a New Chapter, Chapter 1615 for the purpose of Creating a Fireworks Ordinance to Regulate the Sale, Possession, Transportation and Use of Fireworks in the City of Lansing.

Interested persons are invited to attend this public hearing

By Councilmember Murphy

Carried unanimously

ORDINANCES FOR PASSAGE

Gordon Wilson of 4700 Bristol said that he would like to see something done for the kids on the south side of Lansing. A lot of these kids are poor and could not afford to pay for the bus ride to get to Ranney Park to use the extreme sports facilities proposed there. He thanked Council for repaving Reo Rd. He thanked Councilmember Beal for watching what happens to the tax payers dollars. The "Oldboy Network" is still going on in Lansing. What they had tonight was a "Trojan Horse" dressed in different clothes. It always seems to be the same developer that you hear trying to get Council to vote for something to benefit himself at the last minute.

Dick Fiser of 12100 S. Cork Rd. in Morrice said that he was in Judge Harrison's Courtroom this morning. The Ingham County Treasurer said that 11,422 in Lansing intentionally did not pay their rain tax in 1995. Judge Harrison declared that no

RESOLUTION #151
BY COUNCILMEMBER ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

There were no Ordinances for Passage

OTHER BUSINESS

Public Comment on City Related Matters

Eugene Buckley of N. Hayford said that it has cost him \$7,500 to attend Council. He complained about having to listen to Councilmembers talk for 40 minutes about the Clean Michigan Initiative grants that will put \$1,500,000 in the pockets of campaign contributors. He stated his opposition to the proposal for raises for elected officials. The people of this City are struggling, he said, and Council is doing nothing about it because they only take care of campaign contributors.

Alexander Bolt of 1230 Reo Rd. urged Councilmembers to search for budget cuts to fund the CSO Project. Councilmembers will take raises and new City positions are being opened everyday. The City does not need to employ more people, they need to crack the whip on the employees they have and get more productivity out of them. That is what computers are supposed to do. He said that a Circuit Court decision today prevents the City from taking action to collect past due 1995 Stormwater Enterprise Fund fees. He read a portion of Justice Weaver's opinion from the Stormwater Enterprise Fund Ordinance judgement.

City Attorney Smierka clarified that the ruling today involves a court order requiring the County Treasurer to strip stormwater fees from property tax collections for 1995 property tax collection efforts. The issue of an injunction against tax sales is in front of the Court of Appeals.

Councilmember Allen asked what is being done about the Eaton County properties that might be in danger of tax sales.

City Attorney Smierka said that there are no such Eaton County parcels, to his knowledge.

Rita Banton of 3311 Brisbane spoke regarding a statement in the newspaper about the settlement in the Swans lawsuit putting this issue to rest. The dollar amount of the settlement was never the issue. Now another young man has been shot by the Lansing Police Department. They want to know why Aldric McKinstry, Jr. was not declared a barricaded gunman. They want to know why the police dog was sent into a dark basement growling and barking at this young man, and what the Police expected him to do under the circumstances. The \$10,200,000 settlement in the Swans lawsuit was not just a business decision. They are tired of being mistreated by the Police Department. They are tired of burying their sons, grandsons and neighbors. Police brutality is a national epidemic, and Lansing is no exception.

Peter Banton asked why there were no shootings during the East Lansing riots after the MSU Final Four game. Why weren't any white kids shot and killed in E. Lansing that night?

properties would be sold for stormwater fees, and that if there were any properties that had stormwater fees deducted from their tax payments against their will, those properties would not be sold either.

Helen Fiser of 12100 S. Cork Rd. in Morrice said that the City Attorney lets this Council down and does not inform them of important issues. Judge Harrison said in Court today that cost balances of property taxes caused by stormwater fees would be paid back plus 9% interest. Councilmembers know how property tax liens will be removed from 11,422 properties. The City of Lansing will have to buy these liens back from Ingham County and there are over 200 of them in Eaton County, as well. She urged Councilmembers to stop fighting the will of the people. Council could put a stop to the fight in the appeals court right now. They could stop all litigation that is going on

and stop all of the money that is being flushed down stormwater drains from being wasted.

Steve Abbott of 5419 Hughes Rd. related a problem with speeding cars on his street. He said that he spoke with Sgt. Klaus of LPD who agreed to put an officer at the corner of Moffitt and Hughes to combat the speeders. He has been dealing with this problem for 14 years, but now he is married and has a two year old son whose safety he is worried about. He asked who to talk to, and what to do to get this problem addressed.

Councilmember Benavides said that it is probable that the best way to deal with the problem is to install stop signs. Another way is to have Mayor Hollister post police cars in the area under an emergency procedure. He would be happy to work with Mr. Abbott to get the situation resolved.

Mr. Abbott expressed his appreciation to the Lansing Jaycees for their Easter Egg hunt. The smile on his son's face when he found three eggs was worth a million bucks to him.

Beverly Miller of 413 Pearl St. said that the name on the resolution authorizing the Clean Michigan Initiative Grant Application for Riverfront Towers LLC is stated incorrectly. The proper name of the project is Riverfront Place LLC. Councilmembers have already committed this parking lot to the spiral bar. Now Mr. Donall can sue the City for the parking lot that they took away from him to give to someone else. Or, will they let Mr. Donall stay in business without any parking and create further problems for this residential neighborhood.

Belinda Fitzpatrick of 224 S. Holmes St. criticized the manner in which the City of Lansing goes about collecting fees and taxes. Particularly the trash violation fee. She believes that this process violates the citizens right to due process and is a potential class action suit waiting to happen. Due process is not just providing notice to property owners, it is a notice and a hearing. Maybe the City needs some education on this point. If the City really wants to get itself cleaned up, they would get rid of the trash bag fee. Code Compliance Officers are never in their offices and they do not have the time to talk to citizens.

Christine Timmon of 336 E. St. Joseph said that the City should not be hustling the State for \$1,500,000 in development funds for the two developers projects that were approved tonight. This amounts to nothing more than begging. These funds should be equally divided between small businesses in Lansing. These are beginning to look like back room deals between Councilmember Adado and his favorite businesses. She stated that she would be asking her friends on the Civil Rights Commission to find out why the same people always get the money in these situations. There should be a process for notifying all Lansing businesses eligible for these types of funds.

Lloyd Teets of 116 E. Elm St. said that there have been a lot of speakers here tonight that have not addressed items on the agenda. He asked what Councilmembers will do with the Board of Water & Light Rules of Administrative Procedure. He objects to the changes in these rules. The City Charter provides that the rules become effective following the meeting at which they are submitted, unless Council takes some type of action with them. He does not want these rules to become effective by default. He objects to the proposal for the BW&L Board of Commissioners to conduct their meeting via teleconferencing. This should not be allowed. If these people do not want to serve on this Board and attend the meetings, they should be asked to resign. He spoke about a book he read on the decay of American cities. The reason for the decay of cities and city parks is because of the City's own rezoning actions. The reason He would approve of a skateboard park at Ranney Park more than at any other Park is because of the eyes and ears of people who are already using the park for other activities. These people can help keep an eye on these kids.

By Councilmember Beal

That the Rules of Administrative Procedure for the Board of Commissioners of the Board of Water & Light not take affect following the conclusion of tonight's meeting, because they are being referred to the Committee of The Whole for review.

Carried unanimously

Ed Simmer of 2609 Dier said that he lost his wife last Wednesday in a car accident. He

Frank Curtis "X." no address given, said that he picks up whiskey bottles and other debris off the street near his house regularly. He said that there are more kids on the south west side of the City than anywhere else. He said that lasers and earphones should be prohibited from schools. Kids do not bear the blame for taking these types of items to school. It is the parents who are responsible for what their children do. He said that if anything ever happens to one of his kids, the race war is on. He demanded that he be supplied with a copy of the "hit list" that it is being said that Chief Johnson has. He is tired of "the black man" being afraid to walk down the streets today.

Pat Curran of 415 McPherson said that she is a member of the Friends of Turner Dodge. She is here to urge everyone to participate in the Smithsonian Traveling Exhibit that will be on display at the Turner Dodge House on April 13 through April 16, 1999. The exhibit will be open from 1:00 p.m. to 4:00 p.m. Monday through Friday, from 7:00 to 9:00 p.m. on Wednesday night, and on Saturday and Sunday from 1:00 to 5:00 P.M. They are conducting a fund raiser to support computer software programs. She reported on Sunday, April 18, 1999 from 1:00 P.M. to 2:00 P.M. Dr. Kimberly Davis will be a guest speaker at the Letts Community Center giving a presentation regarding the underground railroad and other flights to freedom. Her house was a stop on the underground railroad.

James White of 5136 Doreen, stated his support of the programs referred to by the previous speaker, as well as the development of an extreme sports park. He has seven children and 11 grandchildren. His reason for being here tonight is to talk about policy indifference. He recently retired from the City of Lansing after 20 years with the Building Safety Department. He retired with the understanding that he would be paid for his accrued sick time, and other unused leave time balances that existed at the time of his retirement. He has not been paid for it yet, and has not been able to get Sharon Daniels from the Personnel Department, or Gary Gustafson of the Finance Department to call him regarding this problem. He has accrued over 1,500 hours in leave time that he wants to be paid for. He asked Councilmembers to check into the reason that he has not been able to get anyone to call him back.

thanked everyone for their expressions of sympathy and support. And He thanked God, for his support. He told Councilmembers that his neighborhood needs lights installed near Dier and Dunkel because of the excess traffic generated by the Dunkel Rd. detour.

COMMITTEE REPORTS

There were no Committee Reports.

CITY OFFICER & BOARD REPORTS

1. Letter from the City Clerk submitting Licenses and Bonds for Referral Applications for Fireworks Display Permits filed by Larry J. Holly for April 13, May 15, July 11, June 22, July 3 and July 24, 1999, following Lugnuts Baseball Games.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

2. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office.

RECEIVED AND PLACED ON FILE

3. Letter from the City Clerk notifying Councilmembers of a Requirement for a Ballot Question to be placed on the November 1999, General Election Ballot, for Revision of the Lansing City Charter.

REFERRED TO THE COMMITTEE OF THE WHOLE

4. Letters from the City Attorney re:

a. Revised Board of Water & Light Rules of Administrative Procedure

REFERRED TO THE COMMITTEE OF THE WHOLE

b. William B. Patin of City of Lansing, et al

REFERRED TO THE COMMITTEE OF THE WHOLE

5. Resignation of David Lehmann from the Board of Ethics

RECEIVED AND PLACED ON FILE

6. Letters from the Mayor re:

- a. Foster Park Building Lease by the Members of the Fair Neighbor Association

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- b. Park Board Cellular Tower Plan

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING, THE COMMITTEE ON WAYS AND MEANS, AND THE INTERNAL AUDITOR

- c. Letter of Appreciation from Juanita M. Mitchell, Chair of the South Precinct Advisory Board to the Lansing Police Department

RECEIVED AND PLACED ON FILE

- f. Letter of thanks from Parks & Recreation Director R. Eric Reickel to Dr. Paul M. Hunt, Vice Provost of Libraries, Computing & Technology at MSU

RECEIVED AND PLACED ON FILE

- g. Press Releases: LPD Youth Academy; S. Capitol Parking Ramp Restoration; Golf Courses Opening - Fee Schedule to Remain at 1998 Levels

RECEIVED AND PLACED ON FILE

- h. Administrative Transfers

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. Notice from the State of Michigan Department of Environmental Quality of Permit #98-11-0552 issued to P.S. Partnership, Suite A, 1501 Rensen St. for Construction of a Parking Lot with Curb and Gutter in the Floodway of the Sycamore Creek

REFERRED TO THE MAYOR AND THE PUBLIC SERVICE DEPARTMENT

2. Notice from the State of Michigan Department of Environmental Quality of violation of Permit #85-13-16 issued to Richard and Helen Fiser at 1500 Cavanaugh Rd, and requiring Remediation Procedures

REFERRED TO THE MAYOR AND THE PUBLIC SERVICE DEPARTMENT

3. Letter from Steve Dennis of 6040 Hilliard Rd. protesting his Special Assessment for Hilliard Rd Reconstruction

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES AND THE PUBLIC SERVICE DEPARTMENT

4. Letter from the Lansing Police & Fire Football Charity requesting Council's continued support of their Program in the form of Donations and requesting a Reappropriation of \$1500 to replace the Donation approved in 1998 that was never Carried unanimously

COUNCIL MEMBERS COMMENTS

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- c. Grant Application: Art, Cultural & Quality of Life Grant Funds from the State of Michigan Department of Management and Budget

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- d. Program Objectives and Projected Use of Funds: Community Development Fund Resources for FY 1999-2000, Including CDBG, HOME Program and ESG Program Funds

forwarded to Them

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

5. Letter from Attorneys on Behalf of Carolyn Bowers of their intent to pursue a Claim for damage caused by a Tree from the Public ROW falling on her car

REFERRED TO THE CITY ATTORNEY

6. Capital Area District Library Job Announcement - Computer Network Specialist

RECEIVED AND PLACED ON FILE

7. Letter from Christine Timmon of 335 E. St. Joseph suggesting Term Limits for City of Lansing Elected Officials

RECEIVED AND PLACED ON FILE

8. Letters from Media One re:

- Change to their Channel Lineup

RECEIVED AND PLACED ON FILE

- Requesting Confirmation of the City of Lansing Decision to take No Action with regard to the Transfer of their Cable System to UACC Midwest, Inc. or their TCI Affiliate

REFERRED TO THE CITY ATTORNEY

9. Two Postcards requesting that the CSO Separation Project be funded, at least partially, through the General Budget

RECEIVED AND PLACED ON FILE

10. State of Michigan Department of Consumer and Industry Services Bureau of Construction Codes submits Michigan Uniform Energy Code Rules Part 10

REFERRED TO THE CODE COMPLIANCE DIVISION OF THE BUILDING SAFETY DIVISION OF THE PLANNING AND NEIGHBORHOOD DEVELOPMENT DEPARTMENT

11. Suspension item from Councilmember Allen; a letter from Richard and Helen Fiser regarding a violation notice they received from the State of Michigan Department of Environmental Quality

REFERRED TO THE CITY ATTORNEY

MOTION OF EXCUSED ABSENCE

By Councilmember Bauer

To excuse Councilmember Meyer from tonight's proceedings

Councilmember Murphy announced that the Public Safety Committee met last week at the MacDonnley Firing Range and Training Facility for the Police Department.

This was a good, productive meeting and they all enjoyed the tour. The renovations to the facility that the Council approved last year appear to be well worth the expense. The City Attorney attended this meeting, as did representatives from neighborhood associations. He urged his colleagues to go out and tour this facility. There will be a formal dedication of the newly renovated facility in mid-June. He confirmed the regularly scheduled meeting of the Public Safety Committee this Wednesday at 8:00 P.M. where they will take up the issue of jurisdictional issues between Lansing and Lansing Township for fire and emergency services. The newspaper referred to these reciprocal arrangements as a "dirty little secret."

MARILYN SLADE, CITY CLERK

Councilmember Beal said that sometimes Councilmembers differ on their opinions, but it is their responsibility to respect the process of the court. With regard to the actions that they expect from the Court of Appeals, the entire Council stands ready and prepared to do the right thing. She asked two weeks ago for the Council to prepare a contingency budget in case they have to pay all the fees back. She is proud of the way this Council has come together and made the stormwater fee the priority that it should be. She was in Chattanooga, TN last week, which was once known as the "dirtiest City in America." Now it is a very lovely City with a fresh water aquarium. They had little electric shuttle buses that go around the downtown area. These shuttles run every 5 minutes and are free. They are powered by 6 hour batteries. This is something that she believes would be easy to do in Lansing. It would get people out of their office buildings. Councilmembers have been very frustrated by the PSD and have questioned the continued funding of it. Lansing needs to identify its strengths and figure out what it can be. There is a kick-off meeting on the Citywide housing analysis at Eastern High School this Thursday at 7:00 P.M. to identify City strengths as well as housing issues. She expressed her condolences to her Husband's family whose Aunt passed away recently. She used to own the Midway Cafe (which is now Bonnie's) with Her Husband. She expressed her condolences to Ed Simmer on the loss of his wife.

Councilmember Bauer responded to statements made by Alexander Bolt about computers and productivity in City workplaces. This is not just a situation in the City. Other industries have put a lot more money into technology. This is a much wider problem than the City. It is not fair to target City workers. With regard to the Clean Michigan Initiative Grants, this is not just money for public projects. Private investors had to put up a lot more money than the value of the grant. If the grants are received and the parking lot becomes an issue there will be more leeway in the future if the City gets this very valuable piece of property back. We need to keep site of the fact that we are doing everything that we can in Lansing to revitalize our City.

Councilmember Allen said that she has been sitting here for hour after hour and listening to criticisms and being blamed for everything under the sun. This becomes very hard to take.

Councilmember Leeman read a report that he requested from the Administration last week detailing the cost breakdowns for the response to the East Lansing disturbance.

MAYOR'S EXECUTIVE ASSISTANT'S
RESPONSE TO COMMENTS

Mr. Wiener urged the public to attend the City Wide Housing Market Analysis at Eastern High School this week. This is the beginning of the spring sweep. For the next 7-8 weeks they will be flushing the lines. He urged people to get out and pick up the trash in their yard. Remember that yard waste will be picked up in paper bags only. The Public Service Department will be providing a construction map for the upcoming construction season. He responded to comments regarding the cost of the North Side Police Precinct, saying that the total cost was \$996,000, for the entire project, including the gym and public meeting rooms. The rent for office space for the City Clerk is \$36,000 per year, and no new City positions have been opened for this year. They received a report today from the City Treasurer about tax sales. There are 575 parcels with delinquent taxes for stormwater fees. They are being reviewed. The tax sale date is in May. They should be able to resolve 300 of them by then and resolve the rest after the tax sale date. Even if these properties are sold at tax sale and not redeemed by the City, the individual owner has three years to pay the back taxes. However, the City will retain all tax sold property by the County for stormwater fees. He announced that this Saturday is the 4th Annual Salute to Excellence Day of the Black Man Incorporated. They will honor 80 students and their parents from local schools at the Hill High School.

ADJOURNED 11:00 P.M.



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF APRIL 12, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: None

The Invocation and Pledge of Allegiance were led by Pastor Kathleen O'Connor of Potter Park United Methodist Church

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of March 29, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Meyer

To accept the following under suspension of the rules:

1. From Councilmember Meyer; a request that the Agenda be Amended by the Addition of a Special Ceremony to allow for a Presentation by Ron Moran of the Greater Lansing Pastors Prayer Network regarding their upcoming "Pray America" event.

2. From Councilmember Murphy; a letter from Stan S. Shuck of 818 Cooper Ave., an employee of the Recycling Division of the Public Service Department, regarding the misuse of curb side recycling containers

3. From Councilmember Allen; a letter from Darryl Burgess of 1407 Prospect St. regarding the Civic Center

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

WHEREAS, since the 1979 appointment of Gustav Meier as musical director and conductor, the GLSO annual attendance has grown from a modest 2,500 in the 1970's to 60,000 in 1999 and over 600,000 listeners audience tuning in to hear WKAR-FM Radio broadcasts; and

WHEREAS, the GLSO has drawn excellent area musicians and distinguished artists who often praise the performance level of the orchestra and Meier's dynamic and artistic leadership; and

WHEREAS, the GLSO's outstanding educational and outreach programs - Young People's Concerts, the Mentor Programs, the Symphony Youth Competition, Music in Our Schools, and the Instruments Petting Zoo - education programs for the greater Lansing community; and

➤ Announcement of City Events:

There were no Announcements of City Events

➤ Special Ceremonies

Ron Moran of the Greater Lansing Pastors Prayer Network reported regarding their upcoming "Pray America" event that will feature over 140 Churches in the Greater Lansing area. This forum, referred to as "the Gathering of the Gate Keepers," is part of a reconciliation effort between the races that will take place on Friday, April 16, 1999, from 8:00 A.M. TO 11:30 a.m. at Riverview Place AT 3535 W. Moores River Dr. Eight Pastors will be present to address the issues of fear and trust. Mayor Hollister, along with Police Chief Johnson, will be present. They will propose and try to affect a "Unity Sunday" to take place on May 16, 1999, wherein every Church in Lansing will preach their sermons on unity and brotherly love. They will ask for the initiation of a law enforcement appreciation day to be celebrated by each Church in Lansing.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

1. In consideration of Z-19-98; Vacant Property on North East St. at E. Howe Ave., Petition for Rezoning from "A" Residential to "F" Commercial District

There were no speakers for this Public Hearing

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

➤ Public Comment on Legislative Matters:

There were no Public Comments on Legislative Matters

LEGISLATIVE MATTERS
RESOLUTIONS

RESOLUTION #153
BY COUNCILMEMBER LOUIS ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Greater Lansing Symphony Orchestra, established in 1929 under the artistic direction of Izler Solomon, has evolved into a professional, metropolitan orchestra featuring a broad range of musical and education programs for the greater Lansing community; and

continue to prosper, inspire and inform students in the greater Lansing area; and

WHEREAS, this year the GLSO celebrates three important anniversaries: its 70th concert season, 20th year of the outstanding leadership and artistic talent of Maestro Meier, and 50th year of recognizing and rewarding musical talent through the Symphony Youth Competition;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby thanks the Greater Lansing Symphony Orchestra, Maestro Gustav Meier, and the GLSO Board of Directors for providing an excellent, broad range of musical and

BE IT FURTHER RESOLVED that the Lansing City Council hereby declares that April 18, 1999 is Greater Lansing Symphony Orchestra and Maestro Gustav Meier Day

in the City of Lansing.

By Councilmember Adado

Carried unanimously

RESOLUTION #154
BY COUNCILMEMBER LOU ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Gustav Meier is celebrating his 20th year as Music Director of the Greater Lansing Symphony; and

WHEREAS, the Swissborn Gustav Meier graduated from the Zurich Conservatory, and continued his studies at Academia Chigiana Siena before conducting at the Lucerne Opera, at the Vienna Chamber Opera and the Zurich Opera; and

WHEREAS, Gustav Meier spent nearly 20 years from 1976 to 1995 as the Director of Orchestras at the University of Michigan, one of America's foremost music schools; and

WHEREAS, Gustav Meier spent the summers from 1980 to 1996 overseeing the prestigious Conductors Seminar at Tanglewood where he was chosen as a conducting fellow and won top prizes in 1957; and

WHEREAS, Gustav Meier has earned critical praise throughout the country and abroad for his innovative artistic direction;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby acknowledges Maestro Gustav Meier's extensive and extraordinary effort to develop an excellent, broad range of musical and education programs for the greater Lansing community; and

BE IT FURTHER RESOLVED that the Lansing City Council hereby declares that April 18, 1999 is Maestro Gustav Meier Day in the City of Lansing.

Larry Holley for Lignut Baseball games at Oldsmobile Park on: Tuesday, April 13, 1999

Saturday, May 15, 1999

Friday, June 11, 1999

Tuesday, June 22, 1999

Saturday, July 3, 1999

Saturday, July 24, 1999

By Councilmember Allen

Carried unanimously

RESOLUTION #157
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Gerald Hause, 1304 Ada, appealed a trash violation to the General Services Committee on Tuesday, April 6, 1999; and

WHEREAS, Gerald Hause sought to eliminate the special assessment on his July 1998 property tax bill from the actual cost of the contractor; and

WHEREAS, the General Services Committee heard the claim and voted to deny the claim of Gerald Hause;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies the claim of Gerald Hause involving 1304 Ada;

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps

By Councilmember Adado

Carried unanimously

RESOLUTION #155
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has appointed Ron Whitmore, 416 S. Butler, to represent the 4th Ward on the Seven Block Citizen's District Council; and

WHEREAS, the Committee of Development and Planning concurs with the appointment of Ron Whitmore;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the appointment of Ron Whitmore to represent the 4th Ward on the Seven Block Citizen's District Council for a term to expire June 30, 2002.

By Councilmember Adado

Carried unanimously

RESOLUTION #156
BY THE GENERAL SERVICES COMMITTEE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Clerk has forwarded an application for a City Permit, which has been routinely processed without objection and is ready for final action by this Council;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby approves the following application for a City Permit for:

FIREWORKS DISPLAY PERMIT:

to process this claim.

By Councilmember Beal

Carried unanimously

ORDINANCES FOR INTRODUCTION

There were no Ordinances for Introduction

ORDINANCES FOR PASSAGE

BY COUNCILMEMBER ADADO

That we move to the passage of Ordinances

CARRIED UNANIMOUSLY

BY COUNCILMEMBER ADADO

That the Ordinance when read by its title for a second time, be considered as read in full

CARRIED UNANIMOUSLY

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

BY COUNCILMEMBER ADADO

Resolved by the City Council of the City of Lansing that the Ordinance providing that

the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 124602 of the code for property located at Z-2098; 505 W. Allegan St., be placed on order of immediate passage.

CARRIED UNANIMOUSLY

BY COUNCILMEMBER ADADO

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 124602 of the code for property located at Z-2098; 505 W. Allegan St., be now passed

YEAS: Councilmembers Adado, Allen, Bauer, Benavides, Leeman, Murphy

NAYS: Councilmember Beal

ABSENT: Councilmember Meyer,

By Councilmember Adado

Legal Description: Block 119 and the west 4125 feet of that part of vacated Chestnut Street lying between blocks 118 and 119, Original plat, City of Lansing, Ingham County, Michigan.

from "DM-3" Residential District to "G-1" Business District

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from its passage unless given immediate effect by the City Council

Given immediate effect by motion of Councilmember Adado

MARILYNN SLADE, CITY CLERK

OTHER BUSINESS

Public Comment on City Related Matters

Rev. J. West of 624 W. Saginaw spoke regarding her religious convictions and about the time that she spent in an institution for mentally ill patients

Belinda Fitzpatrick of 224 S. Holmes St said that there is lots of economic potential in Lansing that is being overlooked. One of the biggest mistakes she has made was in buying rental property in the City of Lansing. She purchased rental property right next door to her home. She believes that there is a stigma attached to being a landlord in Lansing. She will never recover the full cost of purchasing this rental property. She would like to see the City foster a better attitude towards landlords.

Viol Trice of 1400 W. Maple St. said that he has been a landlord for the last 1 1/2 years. He has had the same problems that the previous speaker has had. He has lived in Lansing for 19 years and owns a trash hauling business. He objected to the policies and procedures used to document the actions of the trash hauler that is contracted by the City. This hauler is not properly documenting the trash that he hauls and his billing is not accurate.

Eugene Buckley of N. Hayford St. stated criticisms of the raises proposed for the Mayor and City Council. He criticized the process used on the Clean Michigan. Willy Williams of 505 W. Lenawee asked that the Budget Meetings of the Committee of the Whole be run on Channel 12. He stated his support for the request for closed captioning of City Council Meetings. The prospects for the retention of General

That this ordinance, being necessary for the immediate preservation of the Public Peace, Health, or Safety, shall take effect upon its passage

Carried unanimously

ORDINANCE #2431

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 124602 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 124602 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification on the property described as follows:

Case Number: Z-2098; 505 West Allegan St

Parcel Number: PPN 3301-16-306-001-6

Initiative Grant Applications These grants were given to these people when other people were not informed of the grant process. He suggested that the residents select an all new Council, as well as a new Mayor. He will be forming a committee named the "Committee Responsible for Unseating Dave," or CRUD for short.

Beverly Miller of 413 Pearl St. said that she is not surprised that Councilmembers did not know what was involved in the sale of the Civic Center. They do not read what they need to read. Last week they passed two resolutions approving applications for CMI funds and one of the resolutions contained the wrong wording. She asked Councilmembers if they remember voting to rezone the Race Street property. They do not read the material that is in front of them.

Clyde Smith of 2244 Tecumseh River Dr. said that he is a member of UA Local #652. They recognize the work that the City is doing to retain General Motors in the Lansing area. Their membership agrees with the actions the City has taken on this issue and thanks the City for taking them. He suggested that the City see that new signs are placed along the highway that tell trucks that are hauling materials what exits to take to get to loading docks. He reported a problem at 3100 Tecumseh River Dr. Apparently this property owner thinks he lives in a business district. He has large machinery parked out in the street that blocks visibility for drivers. It completely blocks the view of the stop sign, as well as oncoming traffic. He asked the Administration to get this machinery off of the street.

Dr. Saleef Kafajouffe of 801 N. Chestnut said that on April 7, 1999, his daughter, who lives with him, got a citation for violation of the noise ordinance. The neighbors complained about loud music at his house, and the Police came and issued a ticket. A couple of days later he got a letter from the City Attorney warning them about loud noises. He objected to the language contained in the letter from Mr. Perrone of the City Attorney's Office, and to the attitude that it displays. He requested information about how police officers are trained and what type of exposure they get with regard to cross cultural community policing.

Harold King of 1563 N. High said that he attended a meeting last week and found that we are spending \$115,000 on a study to determine that the City has too high a percentage of rental property and too many transient citizens. He has seen people kicked out of houses that have moved into dumpsters and rack trucks. What do we expect these people to do when we kick them out of their homes? He spoke in favor of Neighborhood Grant Funding. These monies are a big help to neighborhoods.

General Motors is looking pretty good. He suggested that the City consider erecting a statue near the building that will replace the Civic Center, in honor of Veterans. He stated his appreciation of the comments made by Councilmember Allen last week when she

objected to Councilmembers being blamed for "everything under the sun." It is time for them to talk back to people who come down and criticize them. These people are in the minority, and Councilmembers should represent the majority.

Christine Timmons of 335 W. St. Joseph commended Councilmember Adado for his comments about the CMI Grant Application process being predetermined. She declared that this grant application cannot be signed because it was done illegally, there was no due notice to the developers. Certain people were given an opportunity to apply and others were not. This grant requires the full cooperation of all of the developers in the area.

COMMITTEE REPORTS

RESOLUTION #158 REPORT OF COMMITTEE

THE DEVELOPMENT AND PLANNING COMMITTEE to whom was referred Z-20987, the proposed ordinance to rezone 505 West Allegan Street from "DM-3" Residential District to "G-I" Business District.

The Committee which analyzed the proposed ordinance and the effect it would have on the area.

REPORTS AS FOLLOWS: The Committee recommends Z-2098, the proposed ordinance to rezone 505 West Allegan Street from "DM-3" Residential District to "G-I" Business District.

Signed, Lou Adado, Chairperson
Sandy Allen
Tony Benavides

BY COUNCILMEMBER ADADO

That the Report of the Committee be received.

CARRIED UNANIMOUSLY

CITY OFFICER'S AND BOARD REPORTS

1. Letter from the City Clerk submitting Licenses and Bonds for Referral: Peddler's License Bobby D. Trejo

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

2. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

3. Letters from the City Attorney re:

- a. John Lilly v. City of Lansing
- g. Letter of Appreciation from Patricia Ann Farhat-Reed for the C.U.T.T. Program

RECEIVED AND PLACED ON FILE

h. ACT 02-93 SE Corner of Saginaw and Clippert (Frando Shopping Center) Correction of Utility Easement

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the

REFERRED TO THE COMMITTEE OF THE WHOLE

- b. Hastings Mutual Insurance Company, et al v. City of Lansing, et al

REFERRED TO THE COMMITTEE OF THE WHOLE

4. Letter from Finance Director and Chair of the Money Purchase Pension plan Administrative Board, Robert W. Swanson, regarding a Report from Publitz and Company P.C.

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR AND THE COMMITTEE ON GENERAL SERVICES

5. Letter from David M. Wiener, Executive Assistant to Mayor Hollister regarding funding for the Capital Area Rail Council Site Renovation Project Grant Proposal

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

6. Letters from the Mayor re:

- a. Requests for Information on the City of Lansing Consolidated Strategy and Plan Submission for FY 2000 received during the 30 Day Public Comment Period

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

b. Notice of the selection of the Waste Water Treatment Plant as Recipient of the 1999 Health & Safety Program Award from the Michigan Water Environment Association

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

c. Application for Industrial Development District filed by BioPort Corporation of 3500 N. Martin Luther King, Jr. Blvd.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- d. Transfer of Funds: City Attorney, IPD

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- e. News Release: Yard Waste Collection, Report on Suspected Gang Activity

RECEIVED AND PLACED ON FILE

f. Letter of Appreciation from Olga Kaiser to the Lansing Police Department for their Ride Along Program

RECEIVED AND PLACED ON FILE

proper referrals be made by President Benavides

Carried unanimously

1. Protest Petition filed in opposition to Z-13-98: Petition for Rezoning at 4720 S. Cedar St.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING AND THE PLANNING AND NEIGHBORHOOD DEVELOPMENT DEPARTMENT

2. Request for recognition of NonProfit Status from Advent House Ministries of 743 N. Martin Luther King, Jr. Blvd.

REFERRED TO THE CITY ATTORNEY

3. Letter from Toby and Kenneth Salzman of 1531 W. Ionia regarding a FOIA request that he submitted to the City Attorney on February 1, 1999

REFERRED TO THE MAYOR AND THE CITY ATTORNEY

4. Letter from Christine Timmons regarding economic development and the Clean Michigan Initiative grant application process

RECEIVED AND PLACED ON FILE

5. Letter from Dolores Beyer of 1925 Hillcrest St. requesting closed captioning of City Council Meetings for hearing impaired individuals

REFERRED TO THE CABLE AND TELECOMMUNICATIONS ADVISORY BOARD

6. Letter from Jeanne Ingraham of 148 Mosser St. in Cadillac, MI regarding the impolite treatment she and her daughter received at the hands of the media during a recent City Council Meeting

RECEIVED AND PLACED ON FILE

7. Letter from the Lansing Area Safety Council inviting Councilmembers to the Adult Crossing Guard Chicken Dinner at Pilgrim Congregational Church on May 12, 1999 at 6:00 P.M., and to the Safety Patrol Police and Fire Field Day and Safety Patrol Picnic at Frances Park on May 19, 1999 from 9:30 A.M. to 1:00 P.M.

RECEIVED AND PLACED ON FILE

8. Letter from Rosie & Joseph Oliver of 2013 Moffitt requesting a decrease in their property tax assessment

REFERRED TO THE CITY ASSESSOR

Councilmember Bauer announced that next week is National Volunteer Week, there will be events honoring volunteers throughout the country. The City of Lansing will be honoring volunteers at a reception to be held next Wednesday from 5:00 to 7:00 p.m. at the Lansing Center to thank volunteers who serve on City of Lansing Boards and Commissions. She thanked everyone who attended last Thursday's kickoff of the Housing Study. She said that she would have the City TV Coordinator look into the possibility of closed captioning of City Council Meetings. She asked Councilmember Murphy to explain what the Public Safety Committee is doing to make citizens aware of requirements of the City Code of Ordinances.

Councilmember Deal wished good luck to the Eastern High School Academic Decathlon at the meet that will decide who attends the National Finals in Orange County California. With regards to the Housing Study, everyone understands that there are issues about Lansing housing that are frustrating to deal with. This is the first time in 20 years that a study of this kind has been undertaken. She spoke regarding Federal guidelines that require the City of Lansing to take their fair share of group homes and low to moderate housing developments, saying that we must make sure that the surrounding communities take their fair share, as well. This is a very important housing study that will be undertaken. She asked that the Administration supply her with copies of the Planning Board Minutes that deal with the Race Street Mill rezoning. There was an application for rezoning of this property that was tabled pending receipt of the City's new Master Plan and Parking Study. She hoped that we have not gotten involved in a situation of defective master planning. This seems to be coming in through the back door. She confirmed the regularly scheduled Public Services Committee Meeting this Thursday at 3:00 P.M. prior to the Committee of the Whole meeting.

Councilmember Murphy agreed that the Housing Study got off to a good start last week. He would like to see something come out of that meeting. The Planning

9. Letter from the State of Michigan Department of Treasury State Tax Commission submitting Millage Requests and Millage Rollbacks

REFERRED TO THE FINANCE DEPARTMENT AND THE CITY ASSESSOR

10. Z-0699: Vacant Property South of 1920 N. Larch St. and South of 602 Woodbury, Petition for Rezoning from "C" Residential to "F" Commercial District filed by William Jakovac, Sr. to allow for Development for use as an Auto Parts Store

REFERRED TO THE MAYOR AND THE PLANNING BOARD

11. Z-05-99: 3940 N. Grand River, Petition for Rezoning from "A" Residential to "F" Commercial filed by Rush Equipment Center to allow for display of a ground pole sign

REFERRED TO THE MAYOR AND THE PLANNING BOARD

12. Forty-three (43) postcards requesting that the CSO Separation Project be funded, at least partially, through the General Budget

RECEIVED AND PLACED ON FILE

13. Suspension item from Councilmember Murphy; a letter from Stan S. Shuck of 818 Cooper Ave., an employee of the Recycling Division of the Public Service Department, regarding the misuse of curb side recycling containers

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES AND THE PUBLIC SERVICE DEPARTMENT

14. Suspension item from Councilmember Allen; a letter from Darryl Burgess of 1407 Prospect St. regarding the Civic Center

RECEIVED AND PLACED ON FILE

COUNCILMEMBERS COMMENTS

Board need to get out and listen to other voices in the City. This process needs to be inclusive, and has not been to this point. They need to get out into different parts of the City, in every ward. With regard to the code compliance revisions made last year, the Code Compliance Office is getting ready to go into a community awareness campaign, which will be mailed out as part of the newsletter that the Board of Water & Light mails out with their billings every month to all customers in Lansing. Included in their next mailing will be a brochure explaining code compliance revisions. Additionally, they will be engaging media coverage of code compliance revisions, making sure that they know about the changes that were made. It is important to note that the Public Safety Committee met with Chief Martin of the LFD last Wednesday concerning the news reports and stories about the fire in Lansing Township. We were all saddened by the loss of the two students who died in that fire. The news reports said that the City of Lansing sat on the sidelines until called by the Township. In truth, unless another municipality contacts our Fire Department and asks us to come and help them, there is nothing we can do. We can not go into any of these places until we are called upon to do so. However, Residents of Lansing should be assured, whenever there is a fire in the City of Lansing, at least 16 fire fighters show up. It should be reassuring to our residents to know that we have one of the best fire departments in the State of Michigan, coming in at #3 in the State. He announced that this Wednesday at the Public Safety Committee Meeting they will look at strengthening the mutual aid agreement with Lansing Township and other neighboring communities. He stated that during the riot in E. Lansing a couple of weeks ago, both our Fire and Police Departments were called on, and we helped put out several fires during that melee. We have a superior Fire Department and many areas call on us to help them out. The Public Safety Committee will meet Wednesday at 8:00 A.M. They will also discuss safety in schools. Principals from around the City are coming to talk about school safety issues. Additionally, Chief Martin, along with Fire Fighters from his Department and Officials from Lansing Township, and representatives from the Traffic Board will be in attendance.

Councilmember Allen congratulated Councilmember Bauer on being selected for an honorarium by the Michigan Capitol Girl Scout Council. She announced that the Forest View Association will meet this Wednesday at the University Club.

Councilmember Leeman spoke regarding the excellence of the Lansing Fire Department and Ambulance Service. It is time for Lansing Township to come in with Lansing, he said, it is ridiculous to have a separate township that is completely surrounded by the City of Lansing. There are several houses in Lansing Township Councilmember Meyer sent out a "Hello" to the Third Grade Junior Achievement Class at Attwood Elementary School. He said that one of the young men who was lost in the Lansing Township fire went to school with his son. He expressed his deepest condolences to the family on their loss. Today was the opening day for Katy Meyer's Softball Team. He wished them all good luck.

MAYOR'S EXECUTIVE ASSISTANT'S
RESPONSE TO COMMENTS

Mr. Wiener thanked Councilmember Leeman for the short clip shown earlier in the meeting about the Civic Center. He expressed his appreciation of, and respect for Darryl Burgess, Gary Andrews and Betty Kost for their involvement and passion with regard to this issue. The plaque spoken about by Mrs. Kost has been found, and will be donated to the VFW. He asked Betty to call the Mayor's Office to help facilitate this donation. He announced that the new building at that site will contain a Veterans Memorial of some type. He asked all parties interested in this issue to contact the Mayor's Office. The Governor's Office is interested in this proposal too. There will be a Ceremony in recognition of Veterans and the History of the Civic Center developed by Historical Planner, Susan Cantlon. The commemoration will be given at the site of the Civic Center. He urged all interested parties to participate. He expressed his appreciation to Black Men, Incorporated of Lansing for honoring middle school and high school students, and his thanks to Councilmember Murphy for giving a wonderful speech at the event. He said that Lansing's Cesar Chavez Memorial Commission is the only one of its kind in the County. We are very proud of them. This was a wonderful evening, and he felt the spirit of Mr. Chavez to be present. He wished a speedy recovery to Georgia Brown who fell ill and had to be taken to hospital by an ambulance. He wished "good luck" to the Lugnuts at their opening game tomorrow. He introduced Rainer Schoel, a student in Public Administration in Kehl, Germany who will be interning in the Mayor's Office during April and May.

ADJOURNED 8:50 PM.
MARILYNN S. ADE, CITY CLERK

that have burned down to the ground. It is time for residents to put some pressure on their Township Board to redistrict this portion of the Township as part of the City of Lansing. He thanked Councilmember Benavides for heading up the Cesar Chavez Memorial Dinner last Friday. He announced that the North Lansing Community Association meeting last Tuesday had a big turnout. They agreed that they need better communications from the Administration so that business owners and others know what is going on. This organization does not want deals being made with public money to supply individuals parking.



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF APRIL 19, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer

ABSENT: Councilmember Murphy

The Invocation and Pledge of Allegiance were led by Councilmember Adado

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of April 5, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Leeman

To accept the following under suspension of the rules:

1. From Councilmember Leeman; a letter from Jannus Cottrell of 3371 Lake Lansing requesting permission to publish and market a pocket book on how to break in a baseball mit

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Councilmember Allen informed everyone present tonight to speak about Z-13-98 at

Mr. Wiener announced that the Neighborhood Advisory Board will host a luncheon for all neighborhood groups that will be receiving Neighborhood Grant Awards this Friday at Noon at the South Side Police Precinct. Councilmembers are welcome to attend, as are grant recipients. There are 61 grants in all.

Councilmember Bauer said that she has received a number of calls in the past few days regarding front yard parking. She would like the Administration to have Code Compliance take a look at this problem. She has noticed a proliferation of "loose weight now" signs posted on telephone poles. This looks really bad, and she would like the Administration to see what can be done about removing them.
in the capsule.

Ms. Cantlon described the items found in the capsule and their significance. She expressed her appreciation to James McNiel, Archivist with the State of Michigan, who opened the capsule and preserved the items found inside it. She announced that there will be a Ceremony Tomorrow, April 20, 1999, at 11:00 A.M. at the Civic Center, at which the contents of the time capsule will be

4720 S. Cedar St., that this item is not on the City Council Agenda for this meeting, therefor, if the wish to speak on this rezoning petition, they will only be able to do so during Public Comment on City related matters.

Councilmember Leeman said that there is a meeting this Tuesday at the Cristo Rey Community Center at which they will distribute a detailed construction schedule. There will be a meeting Thursday at the Resurrection Church to distribute detailed construction information for that area, as well. Each residence has been sent a letter including a construction timetable for their area. He gave information regarding the construction to US-127 and traffic routing. Saginaw street is down to two lanes as you approach 127, and people are taking short cuts through residential neighborhoods to avoid traffic tie ups.

Councilmember Beal announced that the Michigan Association of Homes and Services for the Aging has selected Carol Lamphere as the recipient of their "Volunteer of the Year" Award. Carol is a Teacher for the Lansing School District. She congratulated Mrs. Lamphere and said that It is wonderful to have one of our Teachers recognized in this way.

Mayor Hollister announced that this Wednesday, at the Lansing Center, there will be a reception honoring all of the People who volunteer to serve on the City's various Boards and Commissions. He urged all Board and Commission Members to attend this event and be recognized for their contributions. He announced that the City of Lansing and the Greater Lansing Amateur Golf Associations have a total of thirty golf scholarships for young people. Chris Nicholoff and the Lansing Youth and Recreation Fund provide 15 golf scholarships, and the Amateur Golf Association provides 15. These scholarships enable Lansing youth to play golf for 15 cents at Lansing Golf Courses. Anyone interested in obtaining a scholarship may call Don Ballard at 483-4232, or they can pick up applications from the Office at Groesbeck Golf Course.

He reported that Thursday is "Bring Your Daughter to Work Day." All City Employees are encouraged to bring their daughter/son, niece/nephew over the age of 6 to work with them. He will host a reception for the young people in the Mayor's Office, Thursday, April 22, 1999, at 9:00 A.M. The Mayor urged everyone to visit the Smithsonian Exhibit that will be at the Turner Dodge House for a month. This display is entitled "African American Life in the Antebellum South" and features wonderful photographs and artifacts. It gives you a real feel for the very tough life that the slave community experienced. This exhibit has been called a program that builds bridges.

➤ Special Ceremonies

A. Mayor Hollister introduced Susan Cantlon Historic Planner, Louis Garcia, Howard Beebe and Bill Schraeger who made a presentation regarding the contents of the Civic Center Time Capsule.

Mayor Hollister announced that the Time Capsule was placed in the Corner Stone of the Civic Center in October of 1954, and invited Ms. Cantlon to detail the items found

turned over to Eyde Construction Company so that they can be placed in a new time capsule that will be contained in the new building.

Luiz Garcia said that he will be present at the Ceremony Tomorrow at which the US Flag will be taken down. He expressed his sorrow that the loss of the Civic Center meant that a lot of VFW Posts do not have homes any longer, since this building has been taken away from them.

B. Mayor Hollister presented a Proclamation declaring April 30, 1999 as Tree City USA Day in Lansing to City Forester Paul Dykema and Vern Stevens. Mr. Dykema and Mr. Stevens presented Mayor Hollister with a "Tree City USA" Flag and announced that this is the 16th year that Lansing has been designated as a Tree City. He is very proud to be able to present this Flag to the Mayor. On National Arbor Day, April 30, 1999, Lansing School District 3rd and 4th Grade Classes will help him plant a tree in Frances Park. They expect about 2,000 people to turn out for this event which should be a wonderful day for people and a wonderful day for trees. He invited Mayor Hollister to attend the Arbor Day Ceremony on April 30.

PUBLIC'S AND MAYOR'S COMMENT
● LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

1. In consideration of SLU 2598: 3400 Block of Stoneleigh Dr., Special Land Use Petition filed by Barbara Kowalski of Hospice of Lansing to allow for development of a Hospice for Eight People

Marion Taylor of 2628 Wabash said that his neighborhood group would like the special land use to be limited to the site plan area. This should not be passed for the entire 22 acre parcel, because there is no way to know what will happen 25 years down the line after this property has been sold a couple of times. Additionally, he would like the adjacent neighbors to be involved in the approval of the site plan. There is a 27' drop from the actual dwelling. Their neighborhood group has seen nothing of the. There were no Speakers for this Public Hearing.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

3. In consideration of SLU-02-99; Vacant Property at the SE Corner of Jolly and Pleasant Grove Rd., Special Land Use Petition to allow for Construction of a New Fire Station

Ken Lentz of 5137 Starr Ave. asked if the fire station that is proposed for this site will have an ingress/egress onto Starr Ave.

Fire Chief Martin said that there will be a drive-through truck bay on Starr Ave. to get into the back of the fire station. Fire trucks, however, will not be exiting the fire station on Starr Ave. The only time this entrance will be used is upon their return to the station.

Gordon Wilson of 2304 Midwood said that he still wants to lease the old fire station, when it becomes available, for use as a community center for kids.

Councilmember Adado asked that Mr. Wilson's request be referred to the Committee on Ways and Means and the City Attorney. He asked that Mayor Hollister contact him to discuss this idea.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

4. In consideration of the Establishment of two Neighborhood Enterprise Zones identified as:

- Sheridan Street Rehabilitation Area bordered by Sheridan St. on the north, N. East St. on the west, May St. on the south and Prudden St. on the east

- Washington Square Rehabilitation Area bordered approximately by Michigan Ave. on the north, Lenawee on the south and including the block faces along the east and west side of Washington Square

There were no Speakers for this Public Hearing

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

Traffic Board recommendations, the Fire Department recommendations, or the Police Department recommendations. These are the things that adjacent neighbors are concerned about with regard to the utilization of this facility. They are not against the hospice, they just have concerns about how it will be accommodated. Also, they do not think the special land use needs to be inclusive of the entire 22.5 acres and they want to have input into the site plan and the planning process.

Councilmember Adado said that the Development and Planning Committee will take this matter up Tomorrow Morning at 8:30 A.M. at their regularly scheduled meeting.

Councilmember Allen asked that this matter be held in Committee for a couple of weeks, as she will be out of town for Tomorrow's meeting and she wants to be involved in the consideration of this item.

Councilmember Adado agreed to postpone consideration of this petition. He asked Mr. Taylor to leave his address and phone number with Ron Wilson of Council Staff so that he can be notified when it is placed on the Committee's Agenda for consideration.

Linda Rose of 3725 Stoneleigh said that she supports this request for this use of this land. This property was formerly owned by an absentee landlord who did not take care of the property. She has had to call the Fire Department and the Police Department many times because of problems with it.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

2. In consideration of SLU-01-99; 528 N. Seymour Ave., Special Land Use Petition filed by Lansing Community College to allow for Use as an Off Street Parking Lot

5. In consideration of the City of Lansing Annual Consolidated Strategy and Plan Submission and Proposed Budget for Use of Community Development Fund Resources for FY 1999-2000

Rose Norwood, Director of the Housing Resources Center, which has served the Lansing Community for over 26 years, thanked Councilmembers for the funding provided to them by the City. The \$75,000 the City provides every year is matched by the State and this allows them to help 50 households per year become home owners in Lansing.

Steve Nikkel, Director of the Micro enterprise Fund said that they help people start and expand small businesses in Lansing. They will be experiencing a staffing change in June, as he will be leaving to establish a Micro enterprise fund for christian churches throughout the South, working out of Chattanooga, Tennessee. He distributed a copy of their annual report.

Councilmember Allen asked if this agency conducts followup interviews of their students. Mr. Nikkel responded in the affirmative.

Councilmember Beal said that She would like detailed information about business start-ups and expansions attributable to this program, as well as information about businesses that have not been successful after they have been started.

Mr. Nikkel responded that he passes this information out to Emil Wunicker on a regular basis, because he is on their Board.

Donald Leaf of 831 N. Sycamore stated his support for the continued funding of the CDBG Budget. Housing rehabilitation grants have allowed them at Leaves and Fishes to make many very needed renovations to their facility, such as new carpeting and mattresses. He urged Councilmembers to continue their funding.

Beverly Miller of 413 Pearl St. said that the City should be using this money to help neighborhoods not for the purchase of parking lots to be given to developers. The amount of money that is given out through these programs is not enough to do anything with. A lot of people are scared of getting involved with MSHDA funds for rehab of their homes.

Beverly Wiener of 311 S. Jenison, Director of Haven House, which serves homeless people, said that their services are funded by the CDBG Budget and are very valuable.

to the City. She urged Councilmembers to continue their funding.

Angela Boutres of 812 Larned said that she is the Hosmer Street Neighborhood Association President, and is here to request continued funding of the Lansing Neighborhood Council. Their programs are very necessary to the City's neighborhoods. She asked Council not to fund any portion of the CSO Project Cheryl Risner of 500 W. Lenawee #319, thanked Councilmembers for attending the Bea Christy Awards Dinner. She said that the LNC is what will make Lansing a "World Class City". She announced that next year's Bea Christy Award Dinner will be held on February 18, 2000. The LNC is in their 10th year of painting houses for low income families. This year they will paint 20 homes on June 5th.

Harold King of 1563 N. High St. said that you cannot make improvements to neighborhoods without CDBG funding through the LNC.

Roger Newcombe, Executive Director of Ferris Development, stated his support of the CDBG program budget. His agency has been responsible for developing 24-25 units of housing, 6 of which have been new construction in the 500 Block of W. Genesee. They just completed a new construction project in the 400 Block of Pennsylvania Ave. They have rehabilitated several homes in the Lansing area for sale to people whose income is at 40% of median income, or less.

Rick Kibbee of 300 Shepard said that he wants to see continued funding of the Lansing Neighborhood Council, the Greater Lansing Housing Coalition and Neighborhood Associations. He does not want CSO Funding to be accomplished through the use of CDBG funds, and they should not have to fund Code Compliance through this budget either. The Rental Property Registration Program was designed to be self-supporting. It should be a budget neutral item.

Amy Salisbery of 530 W. Ionia, representing the Local Initiative Support Group thanked Councilmembers for their support. LISC is a non-profit corporation based in New York. They have had an office in Lansing since 1989. In their last round of fund raisers, they raised \$585,000 in Lansing. She urged Council to support continued funding of this program. They will complete 75 housing units in Lansing this year.

Bob Wielenga of 2211 Pamela Place, representing Project Teamwork said that they help first time home buyers find the home of their dreams. They have renovated 48 homes and help 65 families become eligible to purchase their own homes. He urged Councilmembers to continue placing CDBG funding in neighborhoods and in housing stock.

Patty Jongkind of 1809 Osborn, Program Director of Ballentine Stepping Stones, a transitional housing program for homeless mothers and their children, thanked Councilmembers for supporting their operation. She thanked the Human Relations and Community Services Department for their assistance in finding federal fund and helping them obtain MSHDA funding.

Susan Canero of 515 S. Verlinden, representing Advent House Ministries, thanked Council for the help they get with matching funds that enables them to get MSHDA funding to run their homes.

WHEREAS, the City of Lansing relies on hundreds of Lansing citizens who volunteer to serve on our City's Boards and Commissions; and

WHEREAS, the City Hall Information Desk is serviced by faithful volunteers;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council formally acknowledges April 18th through April 24th as National Volunteer Week.

By Councilmember Bauer

Carried unanimously

RESOLUTION #160

through CDBG funds.

Shawn Boutres of 812 Larned said that he is here to request continued funding of the Lansing Neighborhood Council because of the value their programs have for neighborhoods.

Lisa Carey of 1216 Turner, Old Town Mainstreet Program Manager said that there are many different ways that Old Town gets help through CDBG funding. She urged Council to continue their funding through the CDBG budget.

Bob Cochran of 403 N. Sycamore said that he is here to support continued funding of the LNC through the CDBG budget. These funds have made a great difference to the City of Lansing. The LNC is doing wonders for the City.

Judy Hackett of 625 N. Pennsylvania Ave., President of the Oak Park Neighborhood, said that she is here to support the continued funding of the LNC.

James Gorman of 480 N. Larch, Director of Social Services for the Volunteers of America, the largest homeless shelter in the City, thanked Councilmembers for their support through the CDBG budget and asked that they continue funding the VOA at their current level.

Public Comment on Legislative Matters:

William Hubbell of 3916 Wedgewood objected to the plan to have the items from the Civic Center Time Capsule placed in a time capsule in the building that Eyde Construction will build.

LEGISLATIVE MATTERS RESOLUTIONS

RESOLUTION #159 BY COUNCILMEMBER JOAN BAUER RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, nationally 93 million adults on average volunteer annually over four hours per week; and

WHEREAS, the value of volunteer time is estimated to be over \$200 billion annually; and

WHEREAS, adults volunteer by working at hospitals, churches, parks, and schools, by participating on Boards, Committees, and Task Forces, and by helping neighbors and or friends; and

WHEREAS, 95% of those now doing volunteer work are doing so on one or more serious social problems; and

WHEREAS, the City of Lansing depends on volunteers to help make our schools and neighborhoods better; and

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the District Structure of the Polish Falcons of America dates back to 1897 to provide local Nees with more frequent opportunities to interact at athletic meets and the opportunity to benefit from exposure to programs sponsored by fellow members in other communities; and

WHEREAS, in 1922 the Board of Directors created District XIII comprising of the nests of Detroit and all of Michigan except the northwest corner of Western Michigan as well as Toledo, Ohio; and

WHEREAS, District XIII has always been a super active District within the Falcons

organization, having held three National Conventions with the most notable held in Dearborn in 1981 which coincided with the election of District member Bernard Rogalski to his second term as President of the Falcons; and

WHEREAS, District XIII continues to be well known for its participation in the Athletic events of the Falcons and by hosting three Zlots, and Nests within the District hosting nine National Bowling tournaments, six golf tournaments, a softball tournament, and most recently a volleyball tournament; and

WHEREAS, District XIII for many years expended significant efforts to maintain campground facilities to provide youth summer camp programs in sports and gymnastic activities to help enrich the Falcon youngsters of the District;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby ~~salutes~~ salutes the efforts of the District XIII of the Polish Falcons of America; and

BE IT FURTHER RESOLVED that the Lansing City Council hereby declares May 15, 1999 as Polish Falcon Day for all officers and guests from District XIII at the 42 d Bi Annual Convention held at the Federated Polish Home of Nest 652, By Councilmember Adado

To amend the resolution to correct the spelling as "salutes" in the NOW THEREFORE BE IT RESOLVED clause, and to place an affirmative roll on the resolution as corrected.

Carried unanimously

RESOLUTION #161
BY COUNCILMAN LOUIS ADADO
RESOLVED BY LANSING CITY COUNCIL

Act-2-99

NOW THEREFORE BE IT RESOLVED, that the Lansing City Council hereby approves ACT-2-99, the request to correct the utility easement description in the Frandor Shopping Center to reflect the actual location of the sanitary sewer, more specifically described in the legal description for ACT-2-99 on file with the City Clerk

BE IT FINALLY RESOLVED, the City Clerk, within 30 days of being presented with an easement to the City for the sanitary sewer described, approved as to form by the City Attorney, shall forward the easement to Ingham County Register of Deeds for recording, and upon return, transmit a copy of the recorded easement and this resolution to the Planning Office and the City Assessor,

By Councilmember Adado

Carried unanimously

RESOLUTION #162
BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
PUBLIC IMPROVEMENT IV

WHEREAS, pursuant to the resolution adopted by this council on March 8, 1999, the City Assessor has held a public hearing for assessment for roll 349 for curb and gutter as follows:

PROJECT TITLE: Reconstruction of Reo Road from Pleasant Grove Road to M.L. King Jr Blvd 1998 Local Streets #5, P.S. 01042.

PROPERTY BENEFITED

CURB AND GUTTER: All lands fronting on Reo Road from Pleasant Grove Road to M.L. King Jr Blvd.

COST OF IMPROVEMENTS:

SE Corner of Saginaw and Clippert
Correction of Utility Easement

WHEREAS, this is a request by David Baumhardt, P.E., Professional Engineering Association, Inc., on behalf of the applicant, Lansing Retail Center, LLC to modify the existing sanitary sewer easement #1 description in the Frandor Shopping Center to reflect the actual location of the sanitary sewer pipe in accordance with the specifications of the Department of Public Service; and

WHEREAS, the original description of the location of the pipe was incorrect; and

WHEREAS, the easement has been resurveyed and the "as built" pipe accurately describes the location of the utility easement; and

WHEREAS, this is a corrected legal description to clarify the "as built" pipe location resulting from the revised survey; and

WHEREAS, a Public Act 285 Review (A.C.T-2-99) has been conducted by the Lansing Planning Board to evaluate the character, location and extent of the proposal to correct the utility easement description; and

WHEREAS, the Planning Board found based on testimony and evidence on the location, character, and extent of the proposal that the modification of the utility easement description is necessary to insure an accurate description of the as-built sanitary sewer line; and

WHEREAS, on April 6, 1999, the Planning Board unanimously (7-0) recommended approval of Act-2-99, modification of utility easements, in accordance with the specifications of the Department of Public Service; and

ASSESSMENT ROLL #349	CITY CONTRIBUTION	ASSESSABLE TO PROPERTY OWNER
Curb & Gutter Costs	\$3,483.23	\$81,131.96
Sanitary Sewer Costs	\$29,351.97	\$0.00
Other Costs	\$273,649.45	\$0.00
Total	\$81,131.96	\$386,594.65

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby directs that special assessment roll number 349 as returned by the City Assessor, be ratified and confirmed, and the Mayor is authorized to affix within ten days his warrant directing the City Treasurer to collect said tax within 90 days after the approval of the assessment roll

By Councilmember Beal

Carried unanimously

RESOLUTION #163
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$3,500	City Attorney Supplies 101-172900-742000-0	Equipment 101-172900-977000-0

(Replacement of two PC's which cannot be connected to the Citywide WAN.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$136,731	100-Admin-Func 101-343201- 745100-0	Operating Transfer-Infrastructure 101- 966000-991410-0
\$136,731	Estimated Revenue-Infrastructure 410- 0-170001-0	N. Precinct Leasehold Imp. 410- 933290-975000-43846

(Costs for North Precinct: Financial impact statement indicated capital costs of \$884,893 with probability that additional funds would be needed dependent on actual road match after consideration of developers donation of property. It is now estimated that 936,731 in capital costs will be incurred to complete the project. Only \$800,000 was appropriated in the Infrastructure account. Developers property was valued at approximately \$15,000 less than included in the FIS. Additional costs were incurred for a card reader type security system, etc. Revenue detail account 410-0-6961010.)

By Councilmember Meyer

ORDINANCES FOR INTRODUCTION

INTRODUCTION OF ORDINANCES

The following ordinance of the City of Lansing, Michigan, providing that the Code of ordinances be amended by providing for the rezoning of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 12.46.02 of the Code for:

Z-4-99, 3425 East Saginaw Street, "F" Commercial and "J" Parking Districts to "F" Commercial District

was introduced by Councilmember Adado, read a first and second time by its title and referred to the Committee on Development and Planning

RESOLUTION #164

BY COUNCILMEMBER ADADO

RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, May 10, 1999, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of opposing and/or approving the proposed Zoning Map Amendment Z-4-99, 3425 East Saginaw Street, from "F" Commercial and "J" Parking Districts to "F" Commercial District.

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer,

NAYS: None

ABSENT: Councilmember Murphy

ORDINANCES FOR PASSAGE

There were no Ordinances for Passage

OTHER BUSINESS

Public Comment on City Related Matters

William Hubbell of 3916 Wedgewood said that he will not be running against Councilmember Benavides in the August Primary.

To separate the vote on the transfer items

Carried unanimously

By Councilmember Meyer

To place an affirmative roll on the Transfer of Funds for the City Wide Area Network

Carried unanimously

By Councilmember Meyer

To place an affirmative roll on the transfer of funds for cost overruns on the North Side Police Precinct

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 6

NAYS: 1 (Councilmember Beal dissenting)

Beverly Miller of 413 Pearl St. stated that spring is here and summer is on it's way. The kids will be out on the streets more often. They are already out in the streets in her neighborhood, asking for spare change to buy a pack of cigarettes, or a bottle of beer. She did not know that the City had any community policing officers. She would like to see some on the north side where kids are running around in groups of 2-4 at a time. They need some help to keep them from bothering people.

Robert Linton of 1719 Tecumseh River Rd. said that members of his neighborhood group attended the recent meeting of the County Board of Commissioners where they discussed placement of the proposed probation residential center in his neighborhood. He asked why the County always targets the northwest sector of the City. These residents do not want the PRC in their area, or in any area of the City for that matter. The facility that they propose is a prototype. There is no existing PRC anywhere in the U.S. The idea to couple the PRC with Peckham Industries is a grave error. You cannot couple convicts with mentally imbalanced young females. This proposal should not even be considered.

Councilmember Beal stated that she became concerned about this facility some time ago. She suggested to her colleagues at that time that they should communicate their feelings about the PRC to the County Board of Commissioners. She has been informed by the City Attorney that, if the proposed property is commercially zoned, the City Council would not even have to approve a special land use for the facility. She asked Councilmember Adado to check out what is going on. There is no support among Councilmembers for this type of facility to be placed anywhere in Lansing. Lansing already gets a disproportionate amount of these facilities. She asked Councilmember Adado to find out where the negotiations are with the County, and what Peckham's role is.

Mr. Wiener stated that the City met with the County Board of Commissioners last Wednesday. The County made it clear at that meeting that there is no proposal for establishing a PRC at Peckham, but that there are a number of discussions going on with the Department of Community Mental Health. No sites have been selected at this time. The Committee on Intergovernmental Relations made it clear that they wanted to be kept informed as to the status of this project.

City Attorney Smiertka said that if the property meets the zoning classifications, there is no need to come back for a permit from the City.

COUNCILMEMBER ALLEN WAS EXCUSED BY PRESIDENT BENAVIDES, AND LEFT THIS MEETING OF THE LANSING CITY COUNCIL AT 8:40 P.M.

Councilmember Adado asked the City Attorney what the zoning classification of the property would have to be to allow for the PRC to be placed there.

City Attorney Smiertka said that he would have to look at a specific request.

Councilmember Adado announced that this issue will be taken up by the Committee on Development and Planning at their regular meeting tomorrow morning. They will draft a letter asking the County Board of Commissioners to let the Council know what their proposals are in the future, rather than having to hear it from their constituents.

Edward Kerr of 2403 Afton Place said that he agrees that Councilmembers need better communication from County Commissioners. He was in attendance at the County Board of Commissioners Meeting last week. The Board denied any knowledge of this proposal, but neighborhood group members were told by someone inspecting the site that they were doing so because the County wanted to combine the PRC with Peckham Industries. Their neighborhood group wants Council's support on this. They would like a message sent to the County stating that the City of Lansing does not want the PRC placed inside City Limits. Their neighborhood has a high percentage of owner occupied housing. Please help them protect that.

Al Schable of 2401 Delta River Dr. thanked Councilmembers for doing an inspection at the site of a requested foster care facility enlargement on Delta River Dr. He is here tonight as the president of the neighborhood association. They oppose the placement of a PRC in their neighborhood. He is tired of the City of Lansing being turned into a prison system. There are many people here tonight to protest this proposal. Sixty-five percent (65%) of their homes are owner occupied as opposed to forty percent (40%) in the rest of the City. The Council did not know this was going on. Even the Mayor did not know this was going on, and he lives in this neighborhood.

Harold King of 1563 N. High said that he likes to see neighborhoods grow and develop. There was a moment when he thought that 1018 N. Pennsylvania would be turned back into a multiple family residence, now that has been changed. It will remain a single family home. He asked when the Brehmke Fish Ladder would be stocked.

Councilmember Meyer responded that our ladder on the Grand River was the last one built, and it is the furthest upstream. They ended the planting because of pollution upstream, but they should start planting again soon.

Gordon Wilson of 2204 Midwood asked if everyone would get the same rate for funding of the CSO Project, and how does the Board of Water & Light budget fit into the picture. He reported a house on the corner of Pleasant Grove Rd. and Holmes. Mario Medrano of 617 Louisa reported on the status of the Los Darios Chib De Boxes. He has signed an agreement with UAW Local #645, and his student boxers are preparing to participate in a tournament in Pontiac, MI. Also, they will be preparing to compete in a tournament in Orlando. When one of his kids hands are raised in victory during competition, all of their hands are raised. He is here tonight to ask for City funding of his programs.

Dorothy Cooks of 520 Baker St. stated her disagreement with some of the characterizations from the State Journal article on the Council's satisfaction rating. She does not understand why \$10,000 was spent to poll 480 people. She asked to be supplied with copies of the questions that were asked. They should have been able to conduct a survey over a much wider base for a lot less money. They could have mailed out a survey with the Board of Water & Light bills that go out monthly.

COMMITTEE REPORTS

There were no Committee Reports.

CITY OFFICER & BOARD REPORTS

1. Letter from the City Clerk submitting Licenses and Bonds for Referral:

- CLASS C: Transfer of Location of 1998 Class C License with Dance Permit for Bonnie's Place from 326 N. Cedar St. to 415 E. Saginaw

- PEDDLER/TRANSIENT MERCHANT: Pierre Davis for the sale of retail sportswear at the Waverly & Holmes Plaza

several months ago. This house is still in very bad shape. There are no walls at all on one side. This structure gets worse month after month. He reported receiving a handout when he arrived here tonight about trees being cut down by the PSD in the downtown area.

Frank Curtis "X", no address given, said that we have a big problem here in the City of Lansing. He wants to know how we will get out of Belgrade. He is tired of being pushed to the back. He thanked the people in juvenile court who have helped him keep his boys straight.

Dr. Saleef Katajoffe of 801 IV. Chestnut said that he is here to talk about black youth in Lansing. Every black kid that you see with baggy pants on is not a marauding thug. We have turned the prisons and corrections agencies into private enterprise. We need to look seriously at what creates this situation. We need to train people in our educational system to love people. They need to grow up and become adults and interact with each other in a loving manner. We need to care about everyone in our community, and we need to make a commitment to do so.

Helen Fiser of 12100 S. Cork Rd. in Morrice asked someone from Council to comment about the Lansing State Journal getting information before they get it themselves. She stated that she is still waiting for figures on the cost of litigation involving the Storm Water Enterprise Fund fee.

City Attorney Smiertka said that all of the defense of that project was done in-house. The only cost was for the opinion that Council asked for. Otherwise, there were no costs to the City for defense.

Councilmember Adado asked City Attorney Smiertka for information regarding staff hours involved in this defense. Even though it might not have utilized outside legal services, the City's Attorneys do not work for free.

Gary Andrews of 560 Brookland Blvd. said that he does not approve of the plan to cut the trees down in the downtown area. He said that he wants Council to pay them what they owe them, or tell the PSD to pay them.

Christine Timmon of 336 E. St. Joseph commended Councilmembers Adado, Beal and Leeman. Particularly Councilmember Adado for being a true gentleman because he moved to give her speaking time last week.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

2. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

3. Letter from Bill Rieske, Principal Planner providing notice of an Exterior Housing Conditions Survey to take place from April 14, 1999 through May 31, 1999.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

4. Letter from Susan Cantlon, Senior Preservation Planner providing notice of the withdrawal of SLU03-99; 216 W. Lapeer St. filed by Mount Foster Insurance Co.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

5. Letters from the Mayor re:

a. Appointment of Terry Terry to the Principal Shopping District for a Term To Expire June 30, 2003

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

b. Appointment of Michael A. Kolhoff to the Lansing Historic District Commission for a Term To Expire June 30, 2003

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

c. Administrative and Executive Transfers

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE
INTERNAL AUDITOR

d. Recommendation from the Memorial Review Board for the Renaming of the
Michigan Ave. Bridge to the Workers Memorial Bridge

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

e. Z-04-99; 3425 E. Saginaw St.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

f. ACT-31-98; 223 W. Howe St., Vacation of a Portion of the Duffy Drain

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

g. Sale of Property at 404 S. Butler St.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

2. Letter from the Potter Walsh Neighborhood Association stating their support for
continued allocations of CDBG Funds for the Lansing Neighborhood Council

RECEIVED AND PLACED ON FILE

3. Letter from the Youth Development Corporation requesting continued funding of
their human service programs

RECEIVED AND PLACED ON FILE

4. Letter from the American Red Cross Mid-Michigan Chapter requesting continued
funding for their programs

RECEIVED AND PLACED ON FILE

5. Letter from the Wexford Heights Neighborhood Association regarding the
development of a 7.33 acre parcel of land at 5304 Wise Rd.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING AND
THE PLANNING AND NEIGHBORHOOD DEVELOPMENT DEPARTMENT

6. Appeal of the decision of the Claims Review Committee with regard to 617 W.
Lapeer St. filed by Hong Tran Tanh and Huy Nguyen

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

7. Letter from Chad Hannahs of 3808 Wedgewood Dr. objecting to the Methodology
for funding of the CSO Project

RECEIVED AND PLACED ON FILE

8. Letter from the Tri-County Office on Aging requesting \$55,730 in Dues from the
City of Lansing for FY 2000

REFERRED TO THE MAYOR

9. Application for Naming and Renaming Memorials from the Greater Lansing Labor
Council for the renaming of the Michigan Ave. Bridge to the Workers Memorial Bridge

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

10. Letters from Christine Timmon of 335 E. St. Joseph re: the conduct of
Councilmember Adado at the April 12, 1999, Council Meeting and the Clean Michigan

h. Master Lease Agreement between the City of Lansing and SBA Towers, Inc. for
Digital Towers

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE
INTERNAL AUDITOR

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the
proper referrals be made by President Benavides

Carried unanimously

1. Letter from Al Schaible of the River Forest Neighborhood regarding the proposal
for placement of the Ingham County Probation Residential Center in the NW sector of
Lansing

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

Initiative Grant Process

RECEIVED AND PLACED ON FILE

11. Thirty-four (34) postcards requesting that the CSO Separation Project be funded, at
least partially, through the General Fund Budget

RECEIVED AND PLACED ON FILE

12. Suspension item from Councilmember Leeman; a letter from Jannus Cottrell of
3371 Lake Lansing requesting permission to publish and market a pocket book on how
to break in a baseball mit

REFERRED TO THE LANSING LUGNUT'S MARKETING MANAGER

MOTION OF EXCUSED ABSENCE

By Councilmember Adado

To excuse Councilmember Murphy from tonight's proceedings

Carried unanimously

COUNCILMEMBERS' COMMENTS

Councilmember Adado said that the House that Gordon Wilson spoke about is on the
corner of Hilliard and Pleasant Grove. The east side of the house has not been worked
on and does not have any walls. He asked that the Administration initiate an
inspection of this house. The personal computers that they received a month ago are
still not working. He asked that the Administration contact the appropriate
Department and get them up and running.

Councilmember Bauer reported receiving a letter informing her that Councilmember
Murphy's son, Brandon Clark, was an escort at the recent ostillion. Also, Katy Meyer
was a volunteer at a recent Sparrow Hospital event. She congratulated both
Councilmembers Meyer and Murphy. She received another call about street
sweeping. She would like a schedule, and She would like to have the process speeded
up. She reminded her Colleagues that they are sponsoring a reception this
Wednesday at the Lansing Center to honor volunteers who serve on City Boards and
Commissions. She asked all Councilmembers to be present by 4:45.

Councilmember Meyer said that he would meet with Gordon Wilson after the Council
Meeting adjourns. He noted that last Tuesday night was opening night for the
Lugnuts. Seeing all of the people downtown and so much excitement around
reminded him of the pornography shops that used to line Michigan Ave. where the

stadium is. He congratulated former Councilmember Rick Lilly for working so hard to achieve this positive result.

Councilmember Leeman complimented Councilmember Meyer for the way he looked in his Cubs warmup jacket. He asked motorists to please avoid Saginaw St. for the next several months while U.S. 127 is being reconstructed.

Mr. Wiener reminded Councilmembers of their invitation to attend the Neighborhood Advisory Board Grant Program Luncheon this Friday at 12:00 P.M. at the South Side Police Precinct.

ADJOURNED 9:50 P.M.

MARILYN SADE, CITY CLERK

MAYOR'S EXECUTIVE ASSISTANT'S
RESPONSE TO COMMENTS



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING

PROCEEDINGS OF APRIL 26, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: Councilmembers Adado, Allen, Bauer

The Invocation and Pledge of Allegiance were led by Father Peter Daugherty of the Diocese of Lansing

APPROVAL OF MINUTES

By Councilmember Leeman

To approve the printed Council Proceedings of April 12, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

There were no Late Items

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Councilmember Leeman announced a North Town Neighborhood Meeting to be held Tuesday, April 27, 1999 at 6:00 P.M.

Councilmember Murphy announced that the Public Safety Committee will meet Wednesday, at 8:00 A.M. to look at the proposed legislation to relax gun control laws. Last year Council adopted a resolution opposing similar legislation, and He hopes to do the same this year.

Mayor Hollister introduced Mary Johnson of the National Kidney Foundation and presented her with a Proclamation. Ms. Johnson announced a "Step by Step" Walk at Potter Park this Saturday, May 1, 1999, which is also "Kidney Foundation Day." Registration for the walk will begin at 8:00 A.M. and the Walk will begin at 9:00 A.M. Interested parties may call 487-9348 for more information.

➤ Public Comment on Scheduled Public Hearings:

1. In consideration of Z-01-99; 2517 E. Mt. Hope Ave., Petition for Rezoning from "A" Residential and "D-1" Professional Office to "D-1" Professional Office Districts filed by Harvest Property Investments, LLC to allow for Construction of a 3,000-4,000 square foot building for a Music Company Business Office

There were no speakers for this Public Hearing

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

2. In consideration of Z-02-99; NE Corner of W. Mt. Hope & Todd Ave., Petition for Rezoning from "D-1" Professional Office to "F" Commercial District filed by Diana Engman for the Lansing Area Safety Council to allow for Construction of a Single Story 7,200 square foot building for "A Complete Rental" Business

➤ Special Ceremonies

A. Council Member Beal, along with Chief Martin, Fire Marshall Steve Bolenbaugh, and Barry Gaukel of the Fire Department introduced Andon Pogoncheff and his Students from Pattengill Middle School who have won a trip to Orlando, Florida to showcase their invention, a modified smoke detector that emits a bright white light to direct firefighters to bedrooms where victims may be located. Their invention has been selected as one of the 10 National Finalists in a competition sponsored by the Bayer Corporation, the National Science Foundation, the Christopher Columbus Fellowship Foundation and Discover Magazine, entitling them to an all expenses paid trip to Epcott at Walt Disney World, and a chance to win \$20,000 in savings bonds and a \$25,000 implementation grant. Mr. Pogoncheff thanked the Fire Marshall, the Fire Department, the Fire Inspectors, and the crew at Fire Station #8, Builders Square and Michigan Home Improvement Center for their assistance in helping them develop the modified smoke detector and test it. The smoke detectors are designed to be placed in bedroom windows and to emit light that can be seen from up to 75 feet away, alerting firefighters to the locations of the bedrooms so that they can get there faster and save more people from death due to smoke inhalation.

Chief Martin thanked Mr. Pogoncheff and his students and reported that 99% of fire fatalities are from residential structures, and of those, 70% are children. He wished the "Alarmists" good luck in the finals.

Mayor Hollister expressed his delight and pride that these Students could win this recognition with their ingenuity and good work.

Fire Marshall Bolenbaugh said that he looks forward to seeing this device produced and marketed. It could definitely help save lives. He wished the "Alarmists" all the best of luck in the finals.

President Benavides thanked the Students and Mr. Pogoncheff for all of the hard work they have done and wished them good luck in Florida. He told them to have fun, as well.

B. The Special Ceremony scheduled for a presentation to Mayor Hollister by a Member of the Everett High School Symphony was pulled from the Agenda at the request of the Mayor.

C. Mayor Hollister presented a Proclamation to Glenn Freeman of the Greater Lansing Labor Council, declaring a "Workers's Memorial Day" in Lansing.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

Rosaline Line of 1840 Todd Ave. said that she lives across from this property. She opposes this rezoning petition. This would ruin her neighborhood. What the neighborhood needs at this location is new housing units that would bring new life into the city. There are enough businesses on Mt. Hope between Washington and Martin Luther King, Jr. Blvd. She asked Councilmembers to stop the invasion of businesses into their residential neighborhood.

Duane Baker of 1834 Todd Ave. stated his opposition to this rezoning. He lives right across the street from this location and is concerned about the increase in traffic and future commercial encroachment into this residential area that could be caused by this rezoning.

Diana Engman of 6608 Aberdeen in Dimondale said that she has owned "A Complete Rental" since 1985. Their economy is good and their business has outgrown their current location. They know and like this neighborhood and

would like to stay in it. She distributed packets of information to surrounding neighbors. This area is already occupied by many businesses, as well as a fire station. Atmosphere Annealing is located just across the street.

Leela Madhaurau of 1711 Bradley Ave., Co-President of the Moores Park Neighborhood Organization, said that they support this rezoning request. This company has worked very closely with the neighborhood in setting this up. They have agreed to all of the neighborhood's requests for screening and buffering. This site faces an industrial business, and there is very little chance that anyone would choose to build residential housing at this location.

Howard Jones of 426 W. Barnes Ave. stated his support for this rezoning. This has been a very good small business concern in the City of Lansing. There have been no complaints from any of the neighbors who have lived near them. He looks forward to watching this business grow and employ extra people from the area. He does not see the potential for a big traffic problem or noise problem from this operation.

Eric Line of 910 Cleo said that he used to live at 1840 Todd. He asked Council to honor the Planning Board's recommendations in this matter. The Neighborhood Organization that is being represented here tonight never distributed notices of any of their meetings on this subject to the residents of the 1800 block of Todd St. who live directly across the street from the subject property. Too much footage from this business is on Todd St., not on Mt. Hope. The exit drive for this business could interfere with the ingress and egress of fire trucks and ambulances from the Fire Station. He stated that he has a letter from Diane Hatt of 1828 Todd, stating her opposition to this rezoning.

Jerry Puca of 2918 Manly Dr. stated his support for this rezoning request; however, he has concerns about the moving of the golf course.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

4. In consideration of an Amendment to Add a New Chapter, Chapter 165 to the Code of Ordinances for the Purpose of Regulating the Sale, Possession, Transportation & Use of Fireworks in the City of Lansing

Councilmember Murphy asked Fire Marshall, Steve Bolenbaugh and Barry Gauckel from the Fire Department to explain the necessity for this ordinance.

Steve Bolenbaugh said that this ordinance would allow Fire Inspectors to go in and look at buildings where fireworks are being sold to determine if illegal fireworks are present on the premises, and if they are, to seize them if they are.

Barry Gauckel said that this would disallow the quantities of fireworks that are coming up for sale at roadside stands.

City Attorney Smiertka said that there is a case in the U.S. Supreme Court to determine if the fireworks law is constitutional. The Judge declared that He would not take the case, which means that the law of the State on fireworks is constitutional. The ordinance puts more control on distribution of fireworks. It makes it easier to control the setting off of fireworks. It provides a comprehensive method of control of fireworks. This is the type of ordinance that has been adopted by other communities.

Ruth Hallman of 1014 W. Lapeer stated her support of this ordinance. The Lansing Fire Department thinks that the fire in Lansing Township that killed two young boys was began by fireworks that were set off earlier in the afternoon. The pipe bombs that were set off in Littleton, Colorado were made from gun powder that came from illegal fireworks. She urged the passage of this ordinance.

Hazel Bethea of 1002 W. Shiawassee said that illegal fireworks are dangerous to the people handling them unless they have been trained to do so. They can cause fires by landing on rooftops. A house on Waverly Rd. burned down and the cause was determined to be a bottle rocket that set off. There was an incident in which some young boys on Baker Street were injured when they set off fireworks. There must be something done about this before we have a lawsuit because someone has lost their life or their family home has been destroyed by fireworks.

Councilmembers containing letters from

Pamela Heverly of 227 Smith said that there are two neighborhood organizations from this area that stand in support of this rezoning. The Planning Board and four houses in the area oppose it. The remainder of the neighborhood support the request and have written letters stating their support. They felt that this business is good for their neighborhood and good for Lansing. They pay their taxes, and they participate in neighborhood activities. They donated balloons for events, lent picnic tables for events, and generally do whatever they can to support neighborhood activities.

Trina Hidalgo of 1846 Todd said that she lives right across the street from this location. She believes that this rezoning would negatively impact on property values and prohibit the growth of the neighborhood. They are particularly concerned about parking issues that will arise during the busy summer season.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

3. In consideration of Z-0399 3435, 3627, 3631 & Vacant Land in the 3500 Block of Forest Rd., Petition for Rezoning from "F" Commercial and "A" Residential to "F" Commercial District filed by the Board of Trustees of Michigan State University & the University Club, Inc. to allow for construction of an Executive Development Center and Hotel Facility

David Gift of MSU said that he is here to answer any questions that Councilmembers may have with regard to their rezoning petition.

Carol Wood of 1018 W. Lapeer thanked Councilmembers Murphy and Allen for delving into this issue. She is confident that this measure can help make a dent in the sale of illegal fireworks in the City. One of the requirements of this ordinance is that fireworks could only be sold from a permanent building, not from temporary stands. Fireworks, she said, are just as dangerous as bullets.

William Hubbell of 3916 Wedgewood said that it is about time that this type of ordinance be considered. Last year there was one of these fireworks tents every two blocks in the Third Ward, and living there was like living in a war zone.

James Stajos of 2517 Tulane Dr. said that he owns American Eagle Fireworks. They sell consumer fireworks. They do not sell to minors. He has been a fireworks wholesaler in Lansing for 23 years. This ordinance will take away his livelihood and put people out of work. Putting him out of business will not stop the use of fireworks in Lansing. Taking away their right to do business will not control fireworks any better. This ordinance allows them to stock only 100 pounds on their shelves. This is not even a full shelf worth of fireworks. It also limits the amount that can be sold to customers to 10 pounds per customer. That would mean that he could only stock and sell to 10 customers.

City Attorney Smiertka reported that Mr. Stajos called his office last Friday and made suggestions for changes to this ordinance. He was advised that this is still a working draft. He asked Mr. Stajos to submit his suggestions for changes to the proposed draft to the City Attorney's Office in writing.

Richard Shields of P.O. Box 2623 Muncie, IN said that he is in the fireworks import business. This ordinance would put many fireworks stores out of business, including Meijer. There are good points in the ordinance, but as written, it requires 45 days to get a permit which you must have 30 days prior to use which would make it impossible for people to get licenses. Fireworks is a legitimate business that is in support of safety measures. If the Council got the Fireworks Industry involved in formulating this ordinance they could come up with a compromise that would be agreeable to everyone. He owns a fireworks outlet in Tennessee. People come there and buy fireworks when they are on vacation. The City is never going to stop the use of fireworks. What they should be doing is making the people who use the fireworks more responsible for their actions.

City Attorney Smiertka said that the ordinance as drafted provides that minors under the age of 18 could not be in possession of fireworks, and asked Mr. Shields what his reaction to this provision is.

Mr. Shields said that most people in the industry would not have any objection to that provision. Ninety percent of fireworks sales take place in the last 4 days prior to July 4th. His objections center around the provisions that restrict stock to 100 pounds and the limit of 10 pounds per customer. He did not see anything in this ordinance that concentrates on safety, such as a no smoking requirement or a requirement to have a fire extinguisher present.

Julie Teed of 197 W. Genesee said that the house next door to her burned completely down a couple of years ago. She is very disturbed by the noise of fireworks, but her biggest objection to them is because of the safety factor. This ordinance is based on one passed by the City of Detroit. She asked for a definition of illegal fireworks.

City Attorney Smiertka said that there are six categories in the ordinance that are declared not to be illegal.

Fire Marshall Selenbaugh said that anything that makes a loud bang, recoils, or spins on the ground is considered to be illegal.

Barry Gaukel said that transient merchants pop up and sell fireworks and then they leave town. This ordinance will require them to be in a building and to have insurance.

COUNCILMEMBER BAUER ARRIVED AT THIS MEETING OF THE LANSING CITY COUNCIL AT 8:25 PM

Mike Crosby of 4101 Pleasant Grove Rd. said that he sells fireworks out of a road side tent. He has been doing so for many years. He has a very nice tent. He does not sell to anyone under 18 years of age. He cannot afford to buy a building, nor to pay rent on one.

Robert Crosby of 4101 Pleasant Grove said that the City cannot try to force dealers to take all the control and responsibility. People can buy fireworks out of state. He does not sell to people under the age of 18, and he does not sell illegal fireworks. Independence day is what fireworks are for. If you cannot celebrate Independence Day, why even have Independence Day? There should be a time frame in which fireworks can be used, a time they can start using fireworks and a time that they have to finish by. People who are using fireworks at the wrong time should be fined.

Belinda Fitzpatrick of 224 S. Holmes St. said that Councilmembers should take another look at section 12, which gives the Fire Department the right to inspect stockrooms of fireworks businesses without probable cause. There should be some standard that can be stated for performing a search. You cannot give officials free reign to go into any business for any reason. This violates due process. This would make it so that any business could be searched without due process and would be setting the City up for more litigation.

Commencing SW corner Cheryl Park Subdivision, then W 120 feet, N 101 feet to north line Outlot A Nearings Subdivision E 120 feet, S 101 feet to beginning; Section 4T 4W R2W, City of Lansing, Ingham County, Michigan.

BE IT FINALLY RESOLVED, that the Mayor, on behalf of the City is authorized to sign and execute all necessary documents to release the aforesaid portion of the easement subject to prior approval as to form by the City Attorney.

By Councilmember Beal

Carried unanimously

RESOLUTION #166
BY THE DEVELOPMENT AND PLANNING COMMITTEE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has appointed Sheryl Holey, 1423 Jerome; David Muelle, 301 Rumsey; and Bruce Roth, 1522 Vine to represent the Eastfield Neighborhood Organization; and Rick Kibbey, 300 Shepard; John Ruge, 201 Lathrop to represent the

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

Public Comment on Legislative Matters:

There were no Public Comments on Legislative Matters.

LEGISLATIVE MATTERS
RESOLUTIONS

RESOLUTION #165
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
ACT-31-98; 223 W. Howe Street
PPN 3301-04-17-380
Vacate portion of Duffy Drain

WHEREAS, Patrice Giles requested that the City vacate the west 10 feet of the Duffy Drain easement as it intersects her property at 223 W. Howe Street; and

WHEREAS, the subject property is located approximately 200 feet east of Turner Street on the south side of W. Howe Street, and the lot is 120 feet wide by 101 feet deep; and

WHEREAS, the Planning Office, in consultation with the Public Service Department, recommended vacation of the west ten feet of the Duffy Drain easement, which is adequate to permit completion of the applicant's proposed single family residence; and

WHEREAS, the Planning Board considered the location, character, and extent of the property involved in this request, and found that vacation of the west ten feet of the easement is adequate to permit completion of the applicant's proposed single family residence, while still reserving ninety feet of width of the Duffy Drain easement for future construction of public utilities; and

WHEREAS, at its meeting of April 6, 1999, the Planning Board voted unanimously (7-0) to recommend approval of ACT 31-98 to vacate the west ten feet of the Duffy Drain as it crosses the property at 223 W. Howe Street to permit the placement of a single family residence on the property; and

WHEREAS, the Development and Planning Committee of City Council has reviewed the report of the Planning Board and concurs therewith;

NOW, THEREFORE, **BE IT RESOLVED** that the City Council hereby vacates the west ten feet of the Duffy Drain easement at 223 W. Howe Street (ACT 31-98), more particularly described as:

Eastside Neighborhood Organization on the Boys Training School Implementation Committee; and

WHEREAS, the Development and Planning Committee concurs with the appointments;

NOW, THEREFORE, **BE IT RESOLVED** that the Lansing City Council hereby appoints Sheryl Holey, 1423 Jerome; David Muelle, 301 Rumsey; and Bruce Roth, 1522 Vine to represent the Eastfield Neighborhood Organization; and Rick Kibbey, 300 Shepard; John Ruge, 201 Lathrop to represent the Eastside Neighborhood Organization on the Boys Training School Implementation Committee.

By Councilmember Beal

Carried unanimously

RESOLUTION #167
BY THE DEVELOPMENT AND PLANNING COMMITTEE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has appointed Louis Lambo, 735 Mahlon and Isveta Lambo, 735 Mahlon to represent Neighborhood Watch 221; and Elaine Bannasch, 1817 Jerome, Bill Skiba, 204 Horton, Claudette Curl, 218 Horton, and Phil Knapman, 231 Horton to represent Neighborhood Watch 237 on the Boys Training School Implementation Committee; and

WHEREAS, the Development and Planning Committee concurs with the appointments;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby appoints Louis Lambo, 735 Mahlon and Isveta Lambo, 735 Mahlon to represent Neighborhood Watch 221; and Elaine Bannasch, 1817 Jerome, Bill Skiba, 204 Horton, Claudette Curl, 218 Horton, and Phil Knapman, 231 Horton to represent Neighborhood Watch 237 on the Boys Training School Implementation Committee.

By Councilmember Deal

Carried unanimously

RESOLUTION #168
BY THE DEVELOPMENT AND PLANNING COMMITTEE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has appointed Nancy Parson, 430 N. Fairview and Cheryl Risner, 424 N. Fairview to represent the Neighborhood Area of Clemens from Michigan Avenue to Saginaw; and Jack Stauffer, 804 Vine and Vivian Stauffer, 804 Vine to represent Sparrow Estates on the Boys Training School Implementation Committee; and

WHEREAS, the Development and Planning Committee concurs with the appointments;

Carried unanimously

RESOLUTION #170
BY THE DEVELOPMENT AND PLANNING COMMITTEE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has appointed Turney Gratz and Steve Pohl, 501 N. Marshall to represent Lansing Catholic Central; and Tim Raymer, 519 W. Kalamazoo, and Marc Cory, 1614 E. Kalamazoo to represent the Lansing School District; and Roberta Miller, PO Box 30161 and John Patrick, PO Box 30004 to represent Ingham County Food Bank on the Boys Training School Implementation Committee; and

WHEREAS, the Development and Planning Committee concurs with the appointments;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby appoints Turney Gratz and Steve Pohl, 501 N. Marshall to represent Lansing Catholic Central; and Tim Raymer, 519 W. Kalamazoo, and Marc Cory, 1614 E. Kalamazoo to represent the Lansing School District; and Roberta Miller, PO Box 30161 and John Patrick, PO Box 30004 to represent Ingham County Food Bank on the Boys Training School Implementation Committee

By Councilmember Deal

Carried unanimously

RESOLUTION #171
BY THE DEVELOPMENT AND PLANNING COMMITTEE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has appointed Jarl Nischan, 1412 Vine to represent the Lansing

appointments;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby appoints Nancy Parson, 430 N. Fairview and Cheryl Risner, 424 N. Fairview to represent the Neighborhood Area of Clemens from Michigan Avenue to Saginaw; and Jack Stauffer, 804 Vine and Vivian Stauffer, 804 Vine to represent Sparrow Estates on the Boys Training School Implementation Committee.

By Councilmember Deal

Carried unanimously

RESOLUTION #169
BY THE DEVELOPMENT AND PLANNING COMMITTEE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has appointed Florence Findsen, 1039 Orchard, Judy Hackett, 625 N. Pennsylvania Avenue, James Herbert, 620 Leshner Place, and Beth Boyce, 627 N. Pennsylvania Avenue to represent the Oak Park Neighborhood Organization; and Ira Ginsburg and James Flinn, 1215 E. Michigan to represent Sparrow Hospital on the Boys Training School Implementation Committee; and

WHEREAS, the Development and Planning Committee concurs with the appointments;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby appoints appointed Florence Findsen, 1039 Orchard, Judy Hackett, 625 N. Pennsylvania Avenue, James Herbert, 620 Leshner Place, and Beth Boyce, 627 N. Pennsylvania Avenue to represent the Oak Park Neighborhood Organization; and Ira Ginsburg and James Flinn, 1215 E. Michigan to represent Sparrow Hospital on the Boys Training School Implementation Committee. Planning Board; Freddie Thomas, 124 W. Michigan, Ninth Floor to represent the Mayor; and Councilmember Ellen Deal, 124 W. Michigan, Tenth Floor to represent the City Council on the Boys Training School Implementation Committee as ex officio members; and

WHEREAS, the Development and Planning Committee concurs with the appointments;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby appoints Jarl Nischan, 1412 Vine to represent the Lansing Planning Board; Freddie Thomas, 124 W. Michigan, Ninth Floor to represent the Mayor; and Councilmember Ellen Deal, 124 W. Michigan, Tenth Floor to represent the City Council on the Boys Training School Implementation Committee as ex officio members

By Councilmember Deal

Carried unanimously

RESOLUTION #172
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for May 10, 1999, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the proposed Special Land Use permit, SLU-98, Gier Community Center, 2400 Hall Street (Act 698).

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Deal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: Councilmembers Adado, Allen, Bauer

RESOLUTION #173
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for May 10, 1999, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the proposed Special Land Use permit, SLU-7-98, Washington Park, 256 S. Washington Ave. (Act 8-98).

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Beal, Benavides, Leeman, Meyer, Murphy

YEAS: Councilmembers Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: Councilmembers Adado, Allen, Bauer

RESOLUTION #175
BY THE COMMITTEE ON PLANNING AND DEVELOPMENT
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
 SLU-1-99
 528 N. Seymour Ave. (Vacant Property)
 Parking Lot in the "DM-3" Residential District:

WHEREAS, Lansing Community College has requested a Special Land Use permit (SLU-1-99) to utilize the vacant property formerly known as 528 N. Seymour Avenue, (PPN 3301-16-130-011) for parking in order to expand the parking lot for the property at 520 Seymour Avenue on this vacant property and combine the two parcels; and

WHEREAS, the property, 421 wide by 123.751 deep, is zoned "DM-3" Residential District, and an off-street surface parking lot is allowed as a special land use according to Section 1256.04(g) of the Zoning Code if approved by City Council; and

WHEREAS, at the Planning Board public hearings held on March 2 and March 16, 1999 only the applicant spoke for the request and one person spoke in opposition; and

WHEREAS, the Planning Board, at their meeting on March 16, 1999, unanimously (7 yeas, 0 nays) recommended approval of the request; and

WHEREAS, the City Council held a public hearing for SLU-1-99 on April 19, 1999; and

WHEREAS, the Committee on Development and Planning of City Council has reviewed the report of the Planning Board and concurs therewith;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby approves the request by Lansing Community College for a Special Land Use permit (SLU-1-99) to utilize the vacant property formerly known as 528 N. Seymour Avenue, (PPN 3301-16-130-011) for parking in order to expand the parking lot for the property at 520 Seymour Avenue on this vacant property, combining the two parcels.

BE IT FINALLY RESOLVED that in granting this request, the City Council determines the following:

- 1. The proposed parking lot expansion will be compatible with the surrounding land uses with a landscape buffer along the north property line;
- 2. The proposed parking lot expansion does not significantly effect the character of the surrounding area;

WHEREAS, the Development and Planning Committee of City Council has reviewed the report of the Planning Board and concurs therewith;

NAYS: None

ABSENT: Councilmembers Adado, Allen, Bauer

RESOLUTION #174
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for May 10, 1999, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the proposed Special Land Use permit, SLU-10-98, Biggie Munn Park 4801 Aurelius Rd. (Act-11-98).

ADOPTED BY THE FOLLOWING VOTE:

- 3. The proposed parking lot expansion is minor and should not adversely impact the use of adjacent properties;
- 4. The proposed parking lot expansion does not significantly alter the use or character of the property or the surrounding properties;
- 5. The proposed parking lot expansion does not involve a use that will have a detrimental impact on the health, safety or welfare of persons or property;
- 6. The proposed parking lot expansion is adequately served by essential public facilities and services;
- 7. The proposed parking lot expansion does not place demands on public services in excess of current capacity;
- 8. The proposed parking lot expansion meets the intent and purposes of the Zoning Code and is in conformance with the master plan; and
- 9. The proposed parking lot expansion meets the setback, design and landscaping requirements of the "DM-311 Residential District."

By Councilmember Beal

Carried unanimously

RESOLUTION #176
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
 SLU-2-99
 Proposed Fire Station,
 Southeast Corner of Jelly Road and
 Pleasant Grove Road

WHEREAS, the City of Lansing Fire Department has requested a Special Land Use permit (SLU-2-99) to build a fire station on the corner of Jelly Road and Pleasant Grove Road, and

WHEREAS, the Planning Board held a public hearing for the Special Land Use permit on March 2, 1999, where Chief Greg Martin, representing the City of Lansing Fire Department, spoke in support of the petition, one communication was received expressing support of the petition, no one spoke in opposition, and

WHEREAS, the Planning Board reviewed the petition and on March 16, 1999 unanimously (7-0) recommended approval of the petition with conditions, and the approved said minutes of said Planning Board meeting are on file in the City Clerk's office, and

WHEREAS, the City Council held a public hearing on the City of Lansing Fire Department's request for a Special Land Use permit on April 19, 1999, and

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby approves the Special Land Use request (SLU-2-99) by the Lansing Fire Department to construct a fire station approximately 12,000 square foot in size with 30-40 parking spaces, with

the following conditions:

- 1. Access to the site from Starr Avenue shall be within 2701 of the Jolly Road Right of Way in order to limit the amount of traffic and activity adjacent to residential homes.
- 2. Egress from the site shall be on to Pleasant Grove Road. Approval of this special land use by City Council includes authorization for an ingress/egress point along Pleasant Grove Road due to the public safety nature of this proposal.
- 3. Lighting used to illuminate any off street parking shall be confined within and directed onto the parking area only.
- 4. Landscaping, screening, and buffering be provide to minimize impact on adjacent residential properties.

BE IT FINALLY RESOLVED that in granting this request, the City Council determines that the request meets the criteria for Special Land Use in accordance with Section 1282.02(f)(1-9).

By Councilmember Beal

Carried unanimously

RESOLUTION #177
RESOLUTION BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, City Council Resolution #420 of July 8, 1991, accepted the Michigan Natural Resources Trust Fund grant and approved matching funds for the northward extension of the River Trail from Burchard Park to Turner Dodge House; and

WHEREAS, to provide access for the River Trail from Burchard Park to Turner Dodge House easements were obtained and four private parcels traversed; and

WHEREAS, the Park Board at their March 17, 1999 meeting confirmed the agreements to provide access across their lands for River Trail purposes;

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby formally accepts four easements for River Trail use along the Grand River and adjacent to 200 East Grand River Avenue, 1133 Race Street, 201 East Grand River Avenue and 1223 Turner Street.

By Councilmember Beal

Carried unanimously

WHEREAS, the Lansing City Council has previously established a Lansing Plant Rehabilitation District (LPR-179) on May 29, 1979, on property commonly known as 1335 Diamond Reef Way, Lansing, Michigan, more fully described as:

Lot 6, R.E. Olds Plat, a subdivision of a part of the Southeast 1/4 Section 21, T4N, R2W, City of Lansing, Ingham County, Michigan, as recorded in Liber 48 of Plats, Pages 35, 36 and 37, containing 5.289 acres.

WHEREAS, the Lansing City Council has previously approved, on October 12, 1998, an Industrial Facilities Exemption Certificate (IF-1-98) based on an application filed by Alan S. Martin on behalf of Quality Dairy Company; and

WHEREAS, the application filed by Alan S. Martin on behalf of Quality Dairy Company contained estimated information regarding the value of the proposed improvements to both the real and personal property for the project located at 1335 Diamond Reef Way; and

WHEREAS, the project for which the Industrial Facilities Exemption Certificate was requested has now been completed with the final property improvements exceeding the value outlined in the original application; and

WHEREAS, under P.A. 198, if the final project cost is more than 10% over the original

RESOLUTION #178
BY COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Lear Corporation currently employs approximately 12 employees who are located within a GM facility in downtown Lansing; and

WHEREAS, Lear Technologies, L.L.C., a subsidiary of Lear Corporation, is in the process of redeveloping a large vacant manufacturing facility in the City of Mason located at 456 North West Street; and

WHEREAS, Lear Technologies, L.L.C., intends to hire these employees from Lear Corporation to work on scheduling and quality control matters relating to automotive seat manufacturing within the redeveloped property in the City of Mason; and

WHEREAS, Lear Technologies, L.L.C., has made application to the City of Mason for an Industrial Facilities Exemption Certificate; and

WHEREAS, legislation authorizing utilization of these economic tools requires projects for which such assistance is sought and which result in the transfer of employees between Michigan municipalities must receive the consent of the local governmental unit from which employees are to be transferred; and

WHEREAS, the City of Lansing recognizes the value of both regional cooperation in the area of economic development and the availability of an open and free regional market for the location of economic activity, provided that the maintenance of that open and free market does not result in undue negative impacts on particular municipalities;

NOW, THEREFORE, BE IT RESOLVED, that in an effort to be flexible and cooperative with other local governmental units and to encourage reciprocal considerations, the Lansing City Council hereby consents to the transfer of approximately 12 employees of Lear Corporation from the City of Lansing to the City of Mason, subject to the City of Mason's approval of a reciprocal transfer agreement.

By Councilmember Beal

Carried unanimously

RESOLUTION #179
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

amount approved, approval of an amended certificate is required prior to considering those additional values being eligible for tax abatement; and

WHEREAS, Alan S. Martin on behalf of Quality Dairy Company has applied for an Amended Industrial Facilities Exemption Certificate; and

WHEREAS, prior to acting on this request, it is necessary to hold a public hearing on Quality Dairy Company's amended application for an Industrial Facilities Exemption Certificate, to allow for any residents and taxpayers to appear and be heard; and

NOW, THEREFORE, BE IT RESOLVED, that such public hearing shall be held in the City Council Chambers, Tenth Floor, Lansing City Hall, Lansing, Michigan, on Monday, the 17th day of May, 1999 at 7:00 p.m. and that notice of such hearing be published in a publication of general circulation of said City, and that the City Clerk be requested to give at least ten (10) days notice of said public hearing and that the legislative body of each taxing unit levying ad valorem taxes on this property as well as the owners of the real property requesting the amended certificate be also notified of this application and the scheduled public hearing

By Councilmember Beal

Carried unanimously

RESOLUTION #180
BY THE PLANNING AND DEVELOPMENT COMMITTEE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the City of Lansing has received an application from BioPort Corporation at 3500 N. Martin Luther King, Jr. Blvd to establish an Industrial Development District (IDD-1-99) more fully described as follows:

A parcel of Land in the NE 1/4 of section 5, T4N, R2W, Ingham County, Michigan and more particularly described as commencing at the northeast corner of said section 5; thence N89°59'49"W 124.94 feet, on the north line of said section 5; thence S00°00'11"W 33.00 feet, to the point of beginning of this description; thence S33°12'59"W 315.33 feet thence N53°08'14"W 101.37 feet; thence S89°11'38"W 47.55 feet thence S00°42'03"W 63.21 feet; thence S89°45'02"W 73.97 feet; thence S00°59'58"W 106.92 feet; thence 132.16 feet, on the arc of a curve to the right with a central angle of 33°53'13", a radius of 22346 feet, and a long chord bearing and distance of S22°22'16"W 130.25 feet; thence S59°26'51"W 14.65 feet; thence S77°08'54"W 92.93 feet thence S88°34'58"W 131.49 feet; thence S01°57'43"E 414.6 feet; thence S88°02'17"W 153.47 feet; thence

RESOLUTION #182
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for May 10, 1999, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing Act 199, Vacation of the 800 Block of S. Pine Street, 800 Block of South Division Street and the 400-1000 Blocks of William Street for Industrial Redevelopment.

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: Councilmembers Adado, Allen, Bauer

RESOLUTION #183
BY COUNCILMEMBER TONY BENAVIDES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Michael W. Wisti, President of Atmosphere Annealing, Inc. for over twenty years, gained his knowledge through a Bachelors of Science from Michigan Tech, a Masters of Science and PhD from Michigan State University, and experience working for Bethlehem Steel, Michigan Seamless Tube, Lansing Heat Treatment, and Lindberg Heat Treating; and

WHEREAS, Michael W. Wisti was pivotal in the start up of the company and its expansion as his leadership and knowledge helped the plant grow from a 20 employee, single plant operation at the Lansing Bassett Street Plant in 1978 to a four plant operation with 400 employees and sales in excess of \$36,000,000; and

WHEREAS, Michael W. Wisti charted Atmosphere Annealing, Inc., through the challenging quality standards, more reliable Statistical Process Controls, and detailed tests reports needed to obtain the international QA 9000 Quality System standards; and

WHEREAS, Michael W. Wisti through his broad knowledge of heat treating and chemical coating processes, and understanding of the equipment and support personnel and a strong business sense to make Atmosphere Annealing, Inc., a leader in the commercial heat treating business; and

S01°57'43"E 132.00 feet; thence S88°02'17"W 351.61 feet; to the easterly right of way line of Martin Luther King, Jr. Blvd./Logan Street; thence N00°28'13"E 716.63 feet, to the southerly right of way line of Sheridan Road; thence S89°59'49"E 1155.21 feet, on said right of way to the point of beginning, containing 12.56 acres, more or less.

WHEREAS, prior to acting on this request, it is necessary to hold a public hearing on the proposed establishment of a Industrial Development District (IDD-1-99), to allow for any residents or taxpayers to appear and be heard; and

NOW, THEREFORE, BE IT RESOLVED, that such hearing be held in the City Council Chambers, Tenth Floor, Lansing City Hall, Lansing, Michigan, on the 17th day of May, 1999, at 7:00 p.m., and that notice of such hearing be published in a publication of general circulation in said City, and that the City Clerk give at least (10) days notice of a public hearing when all persons interested may attend and make any objections they may have to such proposed District, and that the City Clerk notify the owners of real property within the proposed Industrial Development District of this application and the scheduled public hearing

By Councilmember Beal

Carried unanimously

WHEREAS, Michael W. Wisti has been a credit to Atmosphere Annealing, Inc., the Lansing community, and to the industrial capacity of Michigan;
 NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby acknowledges Michael W. Wisti's extensive and extraordinary effort to develop an excellent and successful company; and

BE IT FURTHER RESOLVED that the Lansing City Council hereby declares that May 1, 1999 is Michael W. Wisti Day in the City of Lansing

By Councilmember Beal

Carried unanimously

RESOLUTION #184
BY COUNCILMEMBER ELIEN BEAL
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Bayer Corporation, the National Science Foundation, the Christopher Columbus Fellowship Foundation and the Discover Magazine challenged students in grades six through eight throughout the United States to use science and technology to develop solutions to real problems they identify in their communities; and

WHEREAS, a team from Lansing Pattengill Middle School - students Marcus, Alson, Ben Pederson, Rebecca Savoie, and Nancy Xiong and teacher Andon Pogonchell - submitted an entry that would help reduce deaths from house fires; and

WHEREAS, the team, having recognized that too many people annually die in house fires primarily from smoke inhalation, devised a modified smoke detector that would signal a light outside a bedroom window to flash, alerting fire fighters to the location of potential victims; and

WHEREAS, the Pattengill team's "Alarmists: The Light for Life Project," was chosen as one of the 10 teams named as national finalists in the Bayer/NSF Award for Community; and

WHEREAS, the Pattengill team, the coach and the team's videographer, Brandon Young, will receive an all expenses paid trip to Epcott at Walt Disney World for Finals Week, May 31/June 6 in conjunction with the Discover Awards for Technological Innovation; and

WHEREAS, the Pattengill team will present "Alarmists: The Light for Life Project" to a prestigious panel of judges and compete for a \$20,000 in savings bonds for first place as well as a \$25,000 grant to implement the project;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council on behalf of the citizens of Lansing, hereby, proudly recognizes and greatly appreciates the efforts of the Pattengill team's "Alarmsis: The "Light for Life Project:" for its initiative to reduce deaths from house fires; and

BE IT FURTHER RESOLVED that the Lansing City Council congratulates the students and their parents, and the staff of Pattengill Middle School who were involved in "Alarmsis: The Light for Life Project."

By Councilmember Beal

Carried unanimously

COUNCILMEMBER BAUER ENTERED THE MEETING OF THE LANSING CITY COUNCIL AT 8:25 P.M.

RESOLUTION #185
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the City Charter provides that citizens be afforded the opportunity to comment on proposed City spending prior to the adoption of the annual City Budget; and

WHEREAS Public Act 5 of 1982, as amended, provides that units, such as the City of Lansing, which are in compliance with Section 16 of the Uniform Budgeting and Accounting Act, (P.A. 2 of 1968, as amended) must provide appropriate public notice that a public hearing will be on the budget and on the property tax millage rate necessary to support the budget;

NOW THEREFORE BE IT RESOLVED that a public hearing be held on Monday May 10, 1999, at 7:00 p.m. in the City Council chambers on the 10th floor of City Hall in regard to the City of Lansing's FY 1999-2000 operating and capital improvements budgets, and in regard to the City's tax rate; and

BE IT FINALLY RESOLVED that public hearing notices be published, as required by Public Act 5 of 1982 as amended, and by the City Charter.

By Councilmember Meyer

To accept a Substitute for the Resolution originally contained in the City Council Packet

Carried unanimously

By Councilmember Meyer

To place an affirmative roll on the substitute resolution

Carried unanimously

RESOLUTION #186
BY THE COMMITTEE OF THE WHOLE

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-19-98; Vacant Property on North East St. at E. Howe Ave., be placed on order of immediate passage.

CARRIED UNANIMOUSLY

BY COUNCILMEMBER BEAL

Resolved by the City Council of the City of Lansing that the Ordinance providing that

RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Whereas, Ms. Julie Teed was a winner in the Citizens Bank Corporate Citizenship Award in the Greater Lansing Market category; and

Whereas, this award of \$1,000 is given annually to outstanding volunteers within the Lansing community, the State of Michigan and the State of Illinois; and

Whereas, Julie has an outstanding reputation for her unselfish service to the Lansing community; and

Whereas, Julie serves on the Genesee Neighborhood Association, Haslet-/Okemos Rotary, Habitat for Humanity, Neighborhood Watch and the Greater Lansing Housing Coalition; and

Whereas, Julie will donate her \$1,000 award to the Greater Lansing Housing Coalition, specifically to support a community cleanup, flower-planting, home development and to rehabilitate homes to provide housing for low to medium income families;

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council and the fine citizens of Lansing hereby commend and extend their heartfelt appreciation to Ms. Julie Teed for her tireless efforts to improve the quality of life in the City of Lansing; and

BE IT FINALLY RESOLVED, the Lansing City Council, during its regular session on April 26, 1999, extends a very sincere CONGRATULATIONS TO MS. JULIE TEED, CITIZENS BANK HONOREE.

By Councilmember Bauer

Carried unanimously

ORDINANCES FOR INTRODUCTION

There were no Ordinances for Introduction

ORDINANCES FOR PASSAGE

BY COUNCILMEMBER BEAL

That we move to the passage of Ordinances

CARRIED UNANIMOUSLY

BY COUNCILMEMBER BEAL

That the Ordinance when read by its title for a second time, be considered as read in full

CARRIED UNANIMOUSLY

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

BY COUNCILMEMBER BEAL

the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-19-98; Vacant Property on North East St. at E. Howe Ave., be now passed

YEAS: Councilmembers Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: Councilmembers Adado, Allen

By Councilmember Meyer

That this ordinance, being necessary for the immediate preservation of the public peace, health, or safety shall take effect upon its passage

Carried unanimously

ORDINANCE #2432

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE ZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification on the property described as follows:

Case Number: Z-19-98, Vacant Land on North East Street at East Howe Avenue

Parcel Number: PPNs 3301-04-278-251, 3301-04-278-261, 3301-04-278-281

Legal Description: LOTS ONE, TWO, AND THREE, EXCEPT THE PART USED FOR HIGHWAY PURPOSES, SUPERVISORS PLAT OF COMMUNITY HOMESITES

from "A" Residential District to "F" Commercial District.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Councilmember Murphy said that he is glad that Mr. Booth has come down to the City Council Meeting to share his problem. This has been an ongoing concern of City Council over the actions of the vendor contracted by the Code Compliance Office. This is not the first time that a citizens property has been picked up because of a mix up, or because of the insensitivity of the vendor. He asked Mr. Booth to leave his address and phone number with City Council Staff prior to leaving tonight's meeting.

THIS COMPLAINT WAS REFERRED TO THE COMMITTEE ON GENERAL SERVICES

Frank Curtis "X" stated his support for the fireworks ordinance. Fire is dangerous. This is causing problems with his kids. He is tired of the problems with Yugoslavia and America taking their immigrants. This is pushing the black man to the back burner and they are not getting enough attention.

Mr. Saleef Kafajouffe, no address given, said that he has been a resident of Lansing for 14 years. He teaches at Olivet College. His Daughter was issued a citation for violation of the City's Noise Ordinance. He disagrees with the way this has been handled. Officers have too much discretion in the manner in which they deal with people. His Daughter should not have had to leave her home and get into a Police Car in order to talk to a Police Officer about the citation she was being issued. He has hired an attorney to go to court over this noise violation citation. Now they will go to court and he should be able to get a copy of the file on his daughter. Law enforcement is becoming a business, such as the prison management companies that are all across the country. He is going to start an organization, called FOKUS (Friends of Kids Under Surveillance).

Councilmember Murphy asked City Attorney Smiertka why this man had to hire an attorney.

Mr. Smiertka responded that Mr. Kafajouffe did not hire an attorney just because of the citation. Mr. Kafajouffe's Daughter pled not guilty to the citation that was written. Now there is a pre-trial conference scheduled with the Court.

Section 3. This ordinance shall take effect thirty (30) days from its passage unless given immediate effect by the City Council.

Given immediate effect by motion of Councilmember Meyer

MARILYNN SLADE, CITY CLERK

OTHER BUSINESS

Public Comment on City Related Matters

Belinda Fitzpatrick of 224 S. Holmes said that landlords are being made scapegoats in the City of Lansing. The City does not believe that litigation has a cost, but it does. The satisfaction poll that was recently commissioned by City Council only polled people who live in the Lansing. It does not take into consideration any input from the people who have already moved out of the City.

Carl Humphrey of 524 S. Chestnut said that the State Democratic Party is studying ways to improve mental health in Michigan. He is involved in forming a committee for this purpose entitled "Michigan Men in Mental Health." This is for men who are labeled as mentally ill.

Chris Booth of 1126 W. Ottawa said that he just bought a house in the City. He came home one day and everything that he had just moved was gone from outside his house. The previous owner had received a trash violation citation from the Code Compliance Office about items outside the house. The violation notice said that the items were to be hauled away by the City. In the meantime the house was sold to him and he began moving his stuff into his new home. He had items outside the house that would be used in renovation of his new home, as well as items that he was in the process of moving into the house. This is the stuff that the City had picked up. He wants to know how to get his stuff back, including a very valuable antique desk.

Richard Fiser of 12100 S. Cork Rd. in Morrice said that the City's Consulting Firm, Camp Dresser & McKee, had a big issue at their meetings about keeping the streets clean. Yet this is the first thing that Council wants to cut out of the budget when they should be going after the fat in the top of the administrations budget. This recommendation was one of the few positive recommendations contained in the CDM Report.

Helen Fiser of 12100 S. Cork Rd. in Morrice thanked City Attorney Smiertka and City Engineer John Dowling for trying to bring them closest to a solution on the issue of their property on Cavanaugh Rd.

Kelly Proper of 111 E. Cavanaugh said that the County reported at their Finance Meeting last week that over 600 properties had to be removed from tax sale by the County because of the Storm Water Enterprise Fund fee issue. This amounts to \$209,440 that has to be paid by May 3, 1999. The County Treasurer is having problems implementing the tax roll, or finding out what he should be doing with. This fee has caused a hardship for the people of this city. The City will have to pay all of this money back, most likely with interest.

Laura Crawford of 1126 W. Ottawa said that she was treated very badly by the trash hauler that came and took their stuff away. He would not allow her to even know who had ordered their stuff to be picked up. He refused to allow her to look at the pictures. He would not tell her what they took, and he laughed at her when he told her that their stuff was already 10 feet under.

Ed Simmer of 2609 Bier asked if the City has facts and figures showing how much radiation is emitted by the communication towers that they are putting up around town? Too many people use the schools and parks where these towers are being erected. The City is looking for a lawsuit, because these towers are not safe. They definitely should not be placed within 5 miles of a hospital.

Beverly Miller of 413 Pearl St. said that the Communications Towers should not be put

near schools or parks. They should not put any of these towers in North Lansing. The CSO Project will be beginning in their area this spring and summer. They want to know if the parking lot will belong to the City, or, to private investors. The City needs to get serious about that little parking lot. It is all that North Lansing has right now.

COMMITTEE REPORTS

RESOLUTION #187
REPORT OF COMMITTEE

THE DEVELOPMENT AND PLANNING COMMITTEE to whom was referred Z-19-98, the proposed ordinance to rezone vacant land at the southeast corner of N. East Street and E. Howe Avenue from "A" Residential District to "F" Commercial District.

CARRIED UNANIMOUSLY

April 20, 1999

CITY OFFICER & BOARD REPORTS

1. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

2. Affidavit of Disclosure filed by Chief Mechanical Inspector Gay Biddinger of the Building Safety Division of the Planning and Neighborhood Development Department

REFERRED TO THE BOARD OF ETHICS

3. Letter from Eleanor Love, Planning Manager for PND Verifying the Validity of a Protest Petition for Z-13-98, 4720 S. Cedar

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

4. Letters from the Mayor re:

a. Request for Appropriation of Community Promotions funds from Walk America

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

b. Transfer of Funds; Human Relations & Community Services Dept., and Public Service Dept.

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

c. Administrative and Executive Transfers

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

d. Appointment of George I. Williams to the Traffic Board for a Term To Expire June 30, 2003

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

e. Proposal for Establishment of Neighborhood Enterprise Zones for the Washington Square Area and the Sheridan St. Area

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

f. SLU-10-98 (ACT-11-98); 4801 Aurelius Rd. Proposal for Communications Tower in Biggie Munn Park

The Committee which analyzed the proposed ordinance and the effect it would have on the area

REPORTS AS FOLLOWS: The Committee recommends Z-19-98, the proposed ordinance to rezone vacant land at the southeast corner of N. East Street and E. Howe Avenue from "A" Residential District to "F" Commercial District.

Signed, Lou Adado, Chairperson
Sandy Allen
Tony Benavides

BY COUNCIL MEMBER BEAL

That the Report of the Committee be received.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

g. SLU-05-98 (ACT-06-98); 2400 Hall St., Proposal for Communications Tower in Gier Park

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

h. SLU-07-98 (ACT-08-98); 2516 S. Washington Ave, Proposal for Communications Tower in Washington Park

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

i. ACT-04-99; Jolly Rd. Improvements at Collins Rd and Pine Tree Rd.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

j. Letter of Appreciation from Peggy and Bob Black of 3332 Glasgow to Mayor Hollister and City Council members

RECEIVED AND PLACED ON FILE

k. Letter of Appreciation from Edward C. Carpenter of Liskey's to the Parks & Recreation Dept.

RECEIVED AND PLACED ON FILE

COMMUNICATIONS & PETITIONS

By Councilmember Leeman

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. Letter from Miller Canfield submitting notice of the filing of the Lansing Community College Application for a Special Election for their Board of Trustees Election to be held June 14, 1999

REFERRED TO THE CITY ASSESSOR AND THE CITY CLERK

2. Letter from Sally & Bert Audette of 2426 Delta River Dr. regarding problems with runoff caused by renovation to neighboring property

REFERRED TO THE CITY ATTORNEY

3. Letter from Dr. Elizabeth Turpin, Principal of Forest View School requesting a traffic survey, and the placement of a Crossing Guard at their School

REFERRED TO THE MAYOR, THE TRAFFIC BOARD AND THE COMMITTEE ON PUBLIC SAFETY

4. Letter from Betsy Underwood, Principal of Mt. Hope School regarding traffic concerns at their school

REFERRED TO THE MAYOR, THE TRAFFIC BOARD AND THE COMMITTEE ON PUBLIC SAFETY

5. Letter from Dave Young, Teacher in Charge at Fairview School regarding traffic concerns at their school

REFERRED TO THE MAYOR, THE TRAFFIC BOARD AND THE COMMITTEE ON PUBLIC SAFETY

6. Letter from Robin S. Gregory a Parent from Lyons Avenue Elementary School requesting a Crossing Guard for their School

REFERRED TO THE MAYOR, THE TRAFFIC BOARD AND THE COMMITTEE ON PUBLIC SAFETY

7. Letter of Appreciation from the City of E. Lansing for the assistance provided by the City of Lansing Fire Department in association with the civil disorder that occurred on March 27, 1999 in Downtown E. Lansing

RECEIVED AND PLACED ON FILE

8. Letter of appreciation from the King Center for City Council's participation in the observance of Dr. Martin Luther King, Jr. Day

RECEIVED AND PLACED ON FILE

9. Letter from Douglas and Elizabeth McGinnis of 2520 Wabash Rd. in Support of SLU25-98, 3400 Block of Stoneleigh Dr.

RECEIVED AND PLACED ON FILE

10. Letter from Edward J. Brown of 2145 Haslett Rd. in support of continued funding for the Lansing Neighborhood Council

RECEIVED AND PLACED ON FILE

11. Letter from the YWCA of Greater Lansing requesting continued funding of their programs

RECEIVED AND PLACED ON FILE

12. Letter from the Greater Lansing Urban League requesting continued funding of their programs

RECEIVED AND PLACED ON FILE

13. Letter from the National Council on Alcoholism requesting continued funding of their programs

REFERRED TO THE MAYOR AND THE PLANNING AND NEIGHBORHOOD DEVELOPMENT DEPARTMENT

23. Twenty-two (22) postcards requesting that the CSO Separation Project be funded, at least partially, through the General Fund Budget

RECEIVED AND PLACED ON FILE

MOJIB EXCUSED ABSENCE

By Councilmember Murphy

To excuse Councilmembers Adado and Allen from tonight's proceedings

Carried unanimously

RECEIVED AND PLACED ON FILE

14. Letter from the Catholic Social Services/St. Vincent Home for Children Ballentine Stepping Stones requesting continued funding of their programs

RECEIVED AND PLACED ON FILE

15. Letter from the Housing Resource Center requesting continued funding of their programs

RECEIVED AND PLACED ON FILE

16. Letter from the Capital Area Center for Independent Living requesting continued funding of their programs

RECEIVED AND PLACED ON FILE

17. Postcard from Bill & Doris Grabow, no address given, requesting continued funding of Human Relations and Community Services programs

RECEIVED AND PLACED ON FILE

18. Notice from the State of Michigan Department of Environmental Quality of Application for a Permit for Construction of the Floodplain of an unidentified body of water filed by Harry L. Sedell at 532 S. Francis

REFERRED TO THE PUBLIC SERVICE DEPARTMENT

19. Notice from the State of Michigan Department of Social Services of application for a License for a Foster Family Group Home filed by Catholic Social Services/St. Vincent Home on behalf of Simon and Mary Donald of 3720 Tecumseh River Rd.

REFERRED TO THE MAYOR, THE PLANNING BOARD, AND THE PLANNING AND NEIGHBORHOOD DEVELOPMENT DEPARTMENT

20. Letter from the Moores Park Neighborhood Organization regarding the issues of Citywide Clean Up Days and Traffic Calming

REFERRED TO THE MAYOR, THE PLANNING AND NEIGHBORHOOD DEVELOPMENT DEPARTMENT AND THE PUBLIC SAFETY COMMITTEE

21. Notice from the State of Michigan Department of Environmental Quality of Issuance of Permit #9 911-0118, issued to Kurt Raymond Hargrove of 2207 Dean St. in Holt for construction in the floodplain of the Sycamore Creek

REFERRED TO THE PUBLIC SERVICE DEPARTMENT

22. Letter from Dick & Helen Fiser of 12100 S. Cork Rd. in Morrice regarding a Temporary Construction Easement at their property located at 1500 E. Cavanaugh Rd.

COUNCILMEMBERS COMMENTS

Councilmember Leeman asked if the security measures for City Hall would be implemented next week? He reported receiving a call from Darryl Burgess about the proposal by the Memorial Review Board to rename the Michigan Ave. Bridge as the Workers Memorial Bridge. Darryl informed him that this bridge has already been named as the Veterans Memorial Bridge. He thanked Mr. Wiener and Kecia Coats from the Mayor's Office and all of the Volunteers of the Committee that deals with the Neighborhood Grant Program. He joined them for lunch at their signing ceremony last week.

Councilmember Murphy reported receiving a phone call from Mae Tanner. Ms. Tanner is known as the "Bike Lady" from Sexton High School. She has operated the "Share a Bike" Program that makes bikes available to kids who want them. They have provided close to 300 bikes to area kids. She reported to him that her friend, Dick Long, who repairs the bikes and gets them ready to be given to the children, has passed

away. Councilmember Murphy expressed his condolences to Mr. Long's Family, and to Rosa Moss Hargrove on the loss of Her Son. He announced that the Committee on Public Safety will meet next Monday in a joint meeting with the General Services Committee at 5:30 P.M. to continue looking at the Fireworks Ordinance. They have received a number of calls about this Ordinance a lot of interest has been generated, and they have received reports that people are already setting fireworks off. At their regularly scheduled meeting on Wednesday, the Public Safety Committee will look at the proposed legislation in the Michigan Legislature about relaxing gun laws. Council voted last year to oppose the measure that was before the legislature, at that time, to relax gun control measures for concealed weapons. He hopes that they can do the same again. This proposed legislation would make it so easy that anyone could get a gun. He hopes that they can come out of the meeting on Wednesday with a consensus so that we can let the Governor and the Legislature know that the Capitol City does not want it made any easier for anyone to get handguns. As legislation stands right now approval has to be given by a Committee made up of the Ingham County Prosecutor and the Ingham County Sheriff. The proposed legislation would bypass this procedure.

Councilmember Bauer apologized for entering the meeting late. She was in attendance at a conference in Nashville, TN, her return flight landed at 7:50 P.M. and she came straight here.

Councilmember Beal added her expressions of sympathy to those made by Councilmember Murphy to Elaine Long on the passing of her Husband, Dick. She stated her concern over the reports that Council has gotten of "out of control" trash haulers that are removing people's property. Her concern is that these programs are getting so revenue driven that we are driving people out of the City. She asked that Mr. Wiener thank Councilmembers for their comments about our schools. They Mayor's Office was at the Masked Ball at Eastern High School last week, too. But, they were in costume, so possibly COUNCILMEMBER Beal did not recognize them. He announced that this Friday is the deadline for filing City of Lansing Income Tax Returns. People who are getting refunds should mail their income tax returns to the Income Tax Office. People who are paying in should send their returns to the Treasurers Office. With regard to the concerns about telecommunications towers The Administration has been given the information that there is no scientific evidence that these towers are a danger to anyone's health. The emissions from them are about the same as from a microwave oven found in any home. With regard to the question about the City Hall security measures, there will be a one month trial of the system which should begin sometime in May. Regarding the phone call from Darryll Burgess about the Michigan Ave. Bridge being named as the Veterans Memorial Bridge, the recommendation from the Memorial Review Board was pending further research. They later found that the bridge had already been dedicated, so they will withdraw their request and take the matter up further in committee. They will continue to work with the Lansing Area Labor Council to find a fitting memorial for workers.

ADJOURNED 10:00 P.M.
MARILYNN S. ADE, CITY CLERK

the General Services Committee try to find out what happened with the \$2,000 desk that was taken. Did it really go to the land fill or somewhere else. These trash haulers should be submitting tickets to the City, showing what they hauled to the dump. They should also be required to inform the residents of trash that is being hauled. She believes that the Council needs to take another look at the tower idea. They need to determine the true motivation. Regarding the incident in Littleton, Colorado, she would hate to see metal detectors put in all the schools. The real answer is that kids need to have more attention paid to them. She thanked the Pattengill Students who appeared here tonight. She reported attending a Shakespeare Masked Ball at Eastern High School last week. This was a wonderful event. The School looked beautiful, and it was very heartening to see these kids be so involved in playing these roles. When people say negative things about Lansing Schools, it really makes our kids feel bad. She believes that a lot of these perceptions must be coming from the media, because 67% of residents do not have school age kids.

Councilmember Benavides congratulated the Kids from Pattengill School. They are already winners for being selected in the top 10 in the country.

COUNCILMEMBER Meyer said that Council is working to clean up the problems across from Eastern High School. They will be conducting an annual clean-up in a few weeks, and they can address some of the issues at that time. He thanked COUNCILMEMBER Bauer for the recognition ceremony to thank City Volunteers last week at the Lansing Center.

MAYOR'S EXECUTIVE ASSISTANT'S
RESPONSE TO COMMENTS



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF MAY 3, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: None

The Invocation and Pledge of Allegiance were led by Reverend J.V. Wilson

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of April 19, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Allen

To accept the following under suspension of the rules:

1. From Councilmember Allen; a Resolution approving the Transfer of a Class C Liquor License for Bonnie's Place
2. From Councilmember Adado; a request that Item IIIV C-6, SLU-24-98, be pulled from the resolution

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Mayor Hollister asked that everyone keep the Family of Jenny Fedewa in their thoughts and prayers. Jenny is His Mother-in-law, and she is critically ill and not expected to

City Clerk Slade announced that the filing deadline for candidates for the August 3, 1999, Odd Year City of Lansing Primary Election Ballot for two at-large and two ward (1st and 3rd Ward) positions is Tuesday, May 11, 1999 at 4:00 p.m. Interested parties may pick up filing packets in the City Clerk's Office.

➤ Special Ceremonies

A. Councilmember Bauer introduced the Children of the 2nd, 3rd and 4th Grade Classes of Elmhurst Elementary School who performed several songs for the enjoyment of Councilmembers and their audience.

B. Mayor Hollister accepted a plaque from John Bissell of the Board of Directors of the Lansing Symphony Orchestra, and a Student Representative of

D. Councilmember Allen, along with Mayor Hollister presented a resolution of

live more than a couple of days. He and His Wife, Christine, are very appreciative of the cards, letters and expressions of support that they have received from the community.

The Mayor announced receiving a call from Ed Donovan from General Motors today at 5:00 P.M. General Motors Board of Directors has approved the building of a plant in Lansing at the Plant One site, and they appropriated funding for the project. These actions are conditional on City Council, the State of Michigan, and the UAW adopting supportive packages. There are meetings set up for Tomorrow, Tuesday, May 4, 1999, to discuss preparations and time lines. There is a May 17, 1999, deadline for awarding bids for infrastructure improvements that are needed for the construction of the plant. The infrastructure work must begin by June 1, 1999. This will be the first new automotive plant to be built in the United States in this Decade. He thanked Councilmembers for their cooperation in securing this project. He is very proud of this community. We cannot celebrate yet, but when all of the agreements have been finalized, we will. He promised a time line for these actions by the end of the week. He introduced Steve Serkaian of Kolt & Serkaian Communications and Jack Davis of General Motors. They presented the Mayor with a plaque commemorating the City of Lansing's receipt of the PACE award in recognition of the "Lansing Works to Keep General Motors" campaign. They congratulated the City on the news that General Motors will move forward on construction of a plant in the City.

Councilmember Allen reported visiting the Mid-Michigan Public School Academy Charter School today for their Charter School Day Program. Councilmember Murphy gave the Invocation at the event and they recited the following "Champs Pledge," which she was very impressed by:

CHAMPS PLEDGE

"I will have a good day today,
And NO ONE can change that!

I feel good about who I am today,
And NO ONE can change that!

I feel Good about who you are today,
And NO ONE can change that!

I will do my best today
To understand, accept and appreciate others, and myself

And NO ONE, NO ONE, NO ONE can change that."

Councilmember Meyer asked to be excused following consideration of Action Items.

the Everett High School Jr. Symphony Orchestra, in appreciation of the City's support of the Greater Lansing Symphony Orchestra Mentoring Program. He noted that this program at Everett is one of the favorite School of Choice programs for parents to enroll their children in.

Councilmember Allen noted that She is a big supporter of the Performing Arts Programs. She reported reading that Students enrolled in Arts programming do better academically.

C. Tribute: Ladies Cedar Club of Lansing

THIS SPECIAL CEREMONY WAS PULLED FROM THE AGENDA AT THE REQUEST OF COUNCILMEMBER ADADO

Tribute and a Proclamation to members of the Retired Senior Volunteer Program (RSVP), the National Caucus on Black Aging, Senior Companions, and Foster

Grandparents in recognition of the International Year of Older Persons. Mayor Hollister noted that he chaired the Joint House and Senate Committee on Aging when he was in the Legislature. He thanked the Seniors for their volunteerism and the services they provide to our community.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

There were no Public Hearings.

➤ Public Comment on Legislative Matters:

Ed Benson of 214 Cloverland stated his opposition to Z-13-98. They do not want the negative impact on their neighborhood that this rezoning would cause. It would mean more traffic, more noise and more problems for their neighborhood. Their neighborhood thought that this property was for sale, but it appeals not to be so. They know a party interested in leasing the current building. They have suggested alternative projects to Chris Baryames, but He has refused to compromise with the neighborhood as to this rezoning. He asked the members of tonight's audience that are present to protest this rezoning to stand in a show of opposition. Approximately 15 people stood.

Jan Patrick of 328 Syringa said that there are major public safety and traffic problems associated with Z-13-98. There is an offset between Cedar Ct. and Syringa St. across from the subject property. The records show there are over 100 accidents at this location per year. Their Neighborhood has a protest petition signed by over 80. Belinda Fitzpatrick of 224 S. Holmes St. said that the City has not established that the resolution opposing the relaxation of gun control legislation is a true representation of the citizens of this City. She does not believe that the City should be advising the legislature on this matter. It would be appropriate for City Council to inform the Legislature of the pros and cons of the issue, but not to advise them. Gun control legislation does not ensure that criminals do not have guns. All these laws do is ensure that law abiding citizens do not get guns. She is very opposed to this resolution.

Christine Timmon of 33 E. St. Joseph stated her support of the legislation that is in front of the House and Senate. Any law abiding citizens who do not have felonies on their record should be able to carry a concealed weapon. Every Citizen should have the right to protect themselves from criminals. The only people who can get guns now are criminals and Police. The United States Constitution says that you have the right to bear arms. You should be able to get a gun if you want one, but then you have to take responsibility for it.

LEGISLATIVE MATTERS
RESOLUTIONS

RESOLUTION #188
BY COUNCILMEMBER LOU ADAMO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Lebanese American women of Lansing organized the Ladies Cedar Club of Lansing in March 1969 to retain and promote the Lebanese culture and traditions, to promote charity in the Lansing community, and to assist any family or person in need; and

WHEREAS, the highlights of the Ladies Cedar Club of Lansing community activities include furnishing a living room at Camp Highfields, providing a color television for the social room at Ingham Regional Medical Center, donating a Heart Cart for cardiac patients at St. Lawrence, and giving generous donations to the Greater Lansing Food Bank; and

WHEREAS, the Ladies Cedar Club of Lansing members regularly assist shut-ins and hospitalized members with numerous cards, fruit baskets or monetary gifts; and

households

Mark Canady of 313 S. Washington said that he has been before City Council many times on this issue. This is a situation that lends itself more to reason than to emotion. This property has been vacant since 1994. City Council is charged with finding the highest and best use for this property by the City Charter. This does not always make people happy. The highest and best use of this property is not what is going to make the neighborhood happy. There is nothing but commercial uses to the south and north of the subject property for miles. Furthermore, there is a 183' buffer between this property and the residential property immediately to the west of it. There is no other better use for this property than as a commercial location. He submitted a copy of a report by Jim Folds from 1997. The most recent traffic study shows that Syringa St. operates below capacity. Ignoring the implications in this case begs the question. Council should not ignore that the appropriate zoning should be, nor what the needs of the tenant are.

Gordon Wilson of 2304 Midwood spoke regarding the proposed legislature in front of the State Legislature regarding relaxing the concealed weapon laws. We do not need any more guns on the street in Lansing. He supports the resolution that is on tonight's agenda that opposes the legislation. He commended Councilmembers for showing real leadership on this issue.

Willy Williams of 505 W. Lenawee stated his support for the resolution opposing adoption of the legislation that would relax gun control laws for carrying concealed weapons. He asked Councilmember Murphy if there is anything that can be done to get the advertisements for the sale of guns off the State Journal.

WHEREAS, the Ladies Cedar Club of Lansing have introduced many Lebanese foods to the greater Lansing community by actively participating in the Lansing Ethnic Festivals, and at food fairs at local malls, and;

WHEREAS, the Ladies Cedar Club of Lansing sponsor Halli's or dances held yearly that feature popular bands and the Middle East dance called the Dubkie, Zalabee Parties, and Alsac functions; and

WHEREAS, the efforts of the Ladies Cedar Club of Lansing epitomize the words of the great Lebanese poet, Gibran Kahlil Gibran, "I believe that you have inherited from your forefathers a dream. A song, a prophecy which you can proudly lay as a gift upon the lap of America";

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council acknowledges the efforts of the Ladies Cedar Club; and

BE IT FURTHER RESOLVED that the Lansing City Council hereby declares that May 6, 1999 Ladies Cedar Club of Lansing Day in the City of Lansing.

By Councilmember Adamo

Carried unanimously

RESOLUTION #189
BY COUNCILMEMBERS ANDY ALLEN
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the City of Lansing proudly joins the State of Michigan and the United Nations in commemorating the International Year of Older Persons; and

WHEREAS, the citizens of our community share in the theme of this celebration, "towards a society for all ages," recognizing that aging is multidimensional and dynamic, affecting every stage of our development; and

WHEREAS, the needs, desires, and dreams of each one of us, at any age, contribute to the society as a whole; and

WHEREAS, the heterogeneity and contributions of older persons are celebrated and shared with all of our children; and

WHEREAS, the International Year of Older Persons affords the unique opportunity to recognize older citizens in Lansing, the State of Michigan, our nation and throughout our world; and

WHEREAS, we are committed to focusing on the independence, participation, care, selffulfillment, and dignity of one of our most precious resources - our older persons through leadership and innovation in policies, programs and services;

RESOLUTION #190

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
SALE AND DEVELOPMENT OF
VACANT LAND 66 ACRES IN SIZE
LOCATED AT THE NORTHEAST CORNER OF
WEST ST. JOSEPH STREET AND
THE NORTHBOUND LANE OF S.M.L. KING JR. BLVD.

WHEREAS, Masada Development, L.L.C. has executed and delivered to the City a purchase and development agreement for vacant land 66 acres in size located at the northeast corner of West St. Joseph Street and the northbound lane of M. L. King Jr. Blvd. in the Seven Block Development Area; and

WHEREAS, a purchase price of \$85,000, the appraised value for the 66 acre parcel of property, is stipulated in the agreement along with a development proposal and timetable for development; and

WHEREAS, the scope and character of the office development proposed in the agreement for the site is in substantial conformance with the Seven Block Area Development Plan and Seven Block Ordinance, as amended; and

WHEREAS, the purchase and development agreement was placed on file with the City Clerk 30 days prior to a public hearing on the proposed sale held before the Lansing City Council March 22, 1999, all in accordance with the requirements of the Lansing City Charter and the Lansing Code of Ordinances; and

WHEREAS, the Seven Block Citizen District Council, at their meeting held March 24, 1999, voted to support the proposed sale of the property and development agreement subject to the condition that the final design of the building and site plan be submitted for their review and comment;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council does hereby approve the sale of 66 acres of vacant property located at the northeast corner of West St. Joseph Street and the northbound lane of M.L. King Jr. Blvd. in the Seven Block Development Area and legally described as:

Lots 13, 14 and the East 1/2 of Lot 12, and Lot 11, except for the North 37 feet, and except for the part taken for street purposes, Block 7, Plat of Bush, Butler and Sparrow's Addition, City of Lansing, Ingham County, Michigan,

to Masada Development L.L.C. for the sum of \$85,000.00 plus closing costs according to all other terms and conditions contained in the aforesaid purchase and development agreement, and contingent upon the City being able to convey insurable marketable title to the property.

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council does hereby approve the sale of a 398 acre parcel of property located north of West Kalamazoo Street between M. L. King Jr. Blvd. and S. Butler Street in the Seven Block Development Area legally described as:

Lots 16 and 19 and the East 43.5 feet of Lot 15 in Block 11, Plat of Bush, Butler and Sparrow's Addition, City of Lansing, Ingham County,

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lansing hereby proclaims the Year 1999 as the Year of Older Persons in Lansing

By Councilmember Allen

Carried unanimously

BE IT FURTHER RESOLVED, that all proceeds from the sale of the property shall be returned to the City's Community Development Block Grant Program as Program Income.

BE IT FINALLY RESOLVED, that the Mayor, on behalf of the City, is authorized to sign and execute all necessary documents to effectuate the sale and development, including the purchase and development agreement, subject to their prior approval as to form by the City Attorney.

By Councilmember Adado

Carried unanimously

RESOLUTION #191

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
SALE AND DEVELOPMENT OF
398 ACRE PARCEL OF PROPERTY LOCATED
NORTH OF WEST KALAMAZOO STREET BETWEEN
M.L. KING JR. BLVD. AND S. BUTLER STREET

WHEREAS, Seven Block Development, L.C. has executed and delivered to the City a purchase and development agreement for a 398 acre parcel of vacant land located north of West Kalamazoo Street between M. L. King Jr. Blvd. and S. Butler Street in the Seven Block Development Area; and

WHEREAS, a purchase price of \$280,857 for the 398 acre parcel of property is stipulated in the agreement along with a development proposal and timetable for development; and

WHEREAS, the scope and character of the office/commercial development proposed in the agreement for the site is in substantial conformance with the Seven Block Area Development Plan and Seven Block Ordinance, as amended; and

WHEREAS, the purchase and development agreement was placed on file with the City Clerk 30 days prior to a public hearing on the proposed sale held before the Lansing City Council March 22, 1999, all in accordance with the requirements of the Lansing City Charter and the Lansing Code of Ordinances; and

WHEREAS, the Seven Block Citizen District Council, at their meeting held March 24, 1999, voted to support the proposed sale of the property and development agreement subject to the condition that the final design of the building and site plan be submitted for their review and comment;

Michigan, and

Lots 1 through 7, Lots 16 through 19, the North 1/2 of Lot 20 and the South 165 feet of Lot 15 in Block 10, Plat of Bush, Butler and Sparrow's Addition, City of Lansing, Ingham County; Michigan,

to the Seven Block Area Development, L.C. for the sum of \$280,857.00, according to

all other terms and conditions contained in the aforesaid purchase and development agreement.

BE IT FURTHER RESOLVED, that all proceeds from the sale of the property shall be returned to the City's Community Development Block Grant Program as Program Income.

BE IT FINALLY RESOLVED, that the Mayor, on behalf of the City, is authorized to sign and execute all necessary documents to effectuate the sale and development, including the purchase and development agreement, subject to their prior approval as to form by the City Attorney.

By Councilmember Adado

Carried unanimously

RESOLUTION #192
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
SALE OF PROPERTY LOCATED AT
404 S. BUTLER STREET
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, pursuant to the Seven Block Area Development Plan, as amended, the City has acquired the vacant lot located at 404 S. Butler Street; and

WHEREAS, the property has been acquired for the purpose of splitting the lot and adding yard area to the properties located at 400 S. Butler and 909 W. Kalamazoo as part of the revitalization plan for the Seven Block Neighborhood; and

WHEREAS, it is recommended that easement portion of the lot resulting from the lot split be sold for a nominal sum of \$1.00 per front foot plus all closing costs to Ferris Development, a nonprofit housing development corporation engaged in the rehabilitation of the residential structure located at 400 S. Butler, to increase the yard area of that property;

NOW THEREFORE BE IT RESOLVED, that the City of Lansing does hereby authorize the sale of the property described as:

WHEREAS, as required by P.A. 147 of 1992, prior to acting on this request, on April 19, 1999 a public hearing was held on the establishment of a Neighborhood Enterprise Zone. The public hearing was held not later than 45 days after notification of the taxing units; and

WHEREAS, as required by P.A. 147 of 1992, the City Council makes the following findings:

- 1. That the City Council has previously adopted a housing inspection code ordinance which meets the requirements of P.A. 147 of 1992
- 2. The proposed neighborhood enterprise zones are consistent with the master plan, the neighborhood preservation and economic development goals of the City.
- 3. The goals, objectives and policies prepared for the five year U.S. Department of Housing and Urban Development Consolidated Plan and the *Goals & Objectives for the Twenty-first Century* as adopted by the City Council meet the intended goals, objectives and policy for the neighborhood enterprise zones relative to the maintenance, preservation, improvement, and development of housing for all persons regardless of income level living within the neighborhood enterprise zones; and

WHEREAS, as required by P.A. 147 of 1992, the City Council has been furnished the amount of the true cash value of the property located within the proposed neighborhood enterprise zone as noted in a document titled Washington Square Area

The East 75.5 feet of the North 40 feet of lot 2, Block 9, Bush, Butler & Sparrow's Addition, City of Lansing, Ingham County, Michigan, according to the recorded plat thereof as recorded in Liber 51 of Deeds, Page 392, Ingham County records,

to Ferris Development, for the sum of forty dollars (\$40.00) plus all closing costs

BE IT FINALLY RESOLVED, that the Mayor, on behalf of the City, is hereby authorized to sign and execute all necessary documents to effectuate the sale and transfer of the property, subject to prior approval as to form by the City Attorney.

By Councilmember Adado

Carried unanimously

RESOLUTION #193
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
RESOLUTION TO ESTABLISH
WASHINGTON SQUARE AREA
NEIGHBORHOOD ENTERPRISE ZONE

WHEREAS, the City of Lansing continues to promote the effort to improve neighborhoods by improving existing housing, promoting home ownership and facilitating construction of new housing units in the city; and

WHEREAS, Public Act 147, 1992 of the State of Michigan, the Neighborhood Enterprise Zone Act, was enacted to encourage new housing construction and renovation of existing housing units in older established cities in the state, including the City of Lansing, by allowing communities to grant tax abatement on specific residential properties located within districts designated by the community; and

WHEREAS, as required by P.A. 147 of 1992, the City Assessor and each taxing unit was notified on March 3, 1999 of the City's intent to establish an additional Neighborhood Enterprise Zones, and received the notice not less than 60 days prior to the designation of a Neighborhood Enterprise Zone; and

Neighborhood Enterprise Zone T.C.V. for 1998, as filed with the City Clerk;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby establishes the Neighborhood Enterprise Zone for the promotion of new construction of single family or condominium units and/or the rehabilitation of existing structures, as listed by parcel number in said document titled Washington Square Area Neighborhood Enterprise Zones T.C.V. 1998, as filed with the City Clerk.

BE IT FURTHER RESOLVED that the administration through its contractual obligation with the Economic Development Corporation of the City of Lansing is authorized to implement this program in accordance with P.A. 147, of 1992.

BE IT FINALLY RESOLVED that the City Clerk forward a certified copy of this Resolution together with the document titled Washington Square Area Neighborhood Enterprise Zones T.C.V. 1998, as filed, to the State Department of Treasury.

By Councilmember Adado

Carried unanimously

THE ITEM WAS PULLED FROM THE AGENDA AT THE REQUEST OF COUNCILMEMBER ADADO

RESOLUTION
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
SLU-24-98, 3726 Delta River Drive

WHEREAS, Ruby Strudwick, 2709 Attenborough Dr., Lansing, MI 48917 has requested a Special Land Use permit to expand an existing adult foster care facility (SLU-24-98); and

WHEREAS, the subject property is located at 3726 Delta River Drive, on the north side of Delta River Drive east of St. Stephens Lutheran Church, and is in the "A" Residential zoning district; and

WHEREAS, the existing facility is licensed for six persons, and the applicant is requesting the facility be licensed for up to eight persons; and

WHEREAS, the Planning Board held a public hearing for the Special Land Use permit on Tuesday, January 12, 1999 where the applicant spoke in favor of the request; and two persons representing the River Forest Neighborhood Association spoke in opposition to the request; and

WHEREAS, the Planning Board reviewed the petition and on Tuesday, January 26, 1999, **5. Approval of the Special Land Use permit does not include an approval of the construction or use of any second unit(s) in the building as appears to be suggested by the applicant, and any such construction or use would require submission and approval of a rezoning petition which would have to be granted prior to considering the construction and/or use of the second unit.**

BE IT FINALLY RESOLVED that in granting this request, the City Council determines the following:

- 1. The proposed special land use will be designed, constructed, operated and maintained in a manner harmonious with the character of adjacent property and the surrounding use;
- 2. The proposed special land use will not change the essential character of the surrounding property;
- 3. The proposed special land use will not interfere with the general enjoyment of adjacent property;
- 4. The proposed special land use represents an improvement to the use or character of the subject property and the surrounding area in general, and will be in keeping with the natural environment of the lot;
- 5. The proposed special land use will not be hazardous to adjacent properties or involve uses, activities, materials or equipment which are detrimental to the health, safety or welfare of persons or property through the excessive production of traffic, noise, smoke, odor, fumes or glare;
- 6. The proposed special land use is adequately served by essential public services and facilities and it is demonstrated that the person responsible for the proposed special land use is able to continually provide adequately for the services and facilities deemed essential to the special land use under consideration;
- 7. The proposed special land use will not place demands on public services and facilities in excess of current capacity;
- 8. The proposed special land use is consistent with the intent and purpose of the zoning code and the objectives of the current comprehensive plan;
- 9. The proposed special land use meets the dimensional requirements of the district in which the property is located.

THE FOREGOING ITEM WAS PULLED FROM THE AGENDA AT THE REQUEST OF COUNCIL MEMBER ADAMO

1999 and on a split vote (6-1) recommended approval of the petition subject to conditions; and

WHEREAS, the City Council held a public hearing for the Special Land Use permit on Monday, March 22, 1999; and

WHEREAS, the Development and Planning Committee of City Council has reviewed the report of the Planning Board and concurs therewith;

NOW, THEREFORE, **BE IT RESOLVED** that the City Council hereby approves the Special Land Use request (SLU-24-98) with the following conditions:

- 1. Twenty-four hour supervision is to be maintained on site,
- 2. Capacity of the facility be limited to eight persons,
- 3. Operation of the adult foster care facility must meet all federal, state, and local ordinances for the licensing of adult foster care facilities,
- 4. Any office use must be directly related to management of this facility only.

**RESOLUTION #194
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the U.S. Department of Housing and Urban Development (HUD) requires that the City of Lansing submit a "Consolidated Strategy and Plan Submission" (CSPS) in order to receive community development fund resources, including Community Development Block Grant (CDBG), HOME and Emergency Shelter Grant (ESG) program funds, for the upcoming fiscal year 2000; and

WHEREAS, the estimated CDBG, HOME Program and ESG entitlement amount allocated to Lansing for the upcoming fiscal year is a total of \$3,709,000, with an additional amount of \$450,000 in program income derived from the CDBG Program available; and

WHEREAS, pursuant to program requirements, the City has conducted a citizen participation and open CSPS review process by publishing and posting information, proposals, summaries and notices about the Program, advertising on the City's public access channel and mailing information to over 80 organizations, agencies and neighborhood groups in an effort to solicit comment and input from Lansing's citizens, neighborhood groups, housing and supportive service providers, neighboring local governments, the State and other interested parties; and

WHEREAS, the City further promoted participation, input and review in the process by conducting two (2) separate advertised public hearings before the Lansing Planning Board, one on housing and community development needs and one on proposed CSPS program objectives and projected use of Federal entitlement and formula program funds for FY2000; and

WHEREAS, the City also initiated and carried out a statutorily required thirty (30) day comment period on the proposed CSPS by publishing a summary of the plan in the Lansing State Journal on February 26, 1999; and

WHEREAS, a public hearing was held by the Lansing City Council on April 19, 1999, to again receive citizen comments and recommendations and to give final review to the CSPS; and

WHEREAS, Federal regulations require the City make certain certifications and assurances to HUD as a part of the City's CSPS application; and

WHEREAS, The Committee of the Whole has reviewed the Annual CSPS proposal and recommends the Plan be adopted,

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lansing adopts the Annual Consolidated Strategy and Plan Submission for the City of Lansing that includes housing and community development goals, objectives and strategies, and the budget for the use of community development fund resources for Fiscal Year 2000.

BE IT FURTHER RESOLVED that the Mayor, as the City's Chief Executive Officer, is hereby authorized to sign the Annual CSPA application for FY 2000, including all understandings, assurances and certifications contained therein, and to submit the grant application to the Department of Housing and Urban Development.

BE IT FINALLY RESOLVED that the Mayor is authorized, as the official representative of the City of Lansing, to provide any and all information, to act in connection with the Annual CSPA application and to execute all agreements, contracts and legal documents, including the Agreement between the City and the Department of Housing and Urban Development, to secure and implement the CSPA program.

By Councilmember Adame

Carried unanimously

**RESOLUTION #195
BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the Michigan Legislature currently has before it a proposed legislative package 91 pending, House Bills 4530 - 4545 and Senate Bill 460, that would, among other things, alter the current method by which permits to carry concealed weapons are now issued in order to make Michigan a "Shall Issue" instead of a "May Issue" state;

WHEREAS, the City of Lansing has demonstrated leadership in working to reduce crimes committed with concealed weapons through training, enforcement, and education; and

WHEREAS, there is conflicting evidence that permissive approaches to the carrying of concealed weapons improve personal or public safety, or reduce crime; and

WHEREAS, a proliferation of concealed weapons would present a threat to the public safety, health and welfare of our community; and

WHEREAS, public opinion polls clearly denote that 61% of the citizens in Michigan would feel less safe if more citizens could carry concealed weapons into public places, and 70% believe that someone who wants to carry a concealed weapon would have to prove that they have a legitimate need to carry one; and

WHEREAS, no residents live within 300 feet of the real property boundary line of the proposed demolition site; and

WHEREAS, the Committee of the Whole has reviewed the request and approves granting City of Lansing a waiver to the City's Noise Ordinance;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council grants the City of Lansing a waiver of the City's Noise Ordinance. The waiver will permit the City contractors to work during off hours, weekends, and nights, from May, 1999 to November, 1999 on the portion of the General Motors #1 Infrastructure Improvements Project (PS 46117) that is west of Walnut.

By Councilmember Bauer

Carried unanimously

**RESOLUTION #197
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the Licensing and Enforcement Division of the Michigan Liquor Control

WHEREAS, the Police Chief of Lansing, Robert Johnson, strongly opposes the elimination of the discretion and the authority now exercised by the Ingham County Prosecutor's Office Carrying Concealed Weapons Licensing Board; and

WHEREAS, in matters of public safety, the City of Lansing maintains that it is essential to retain local control and thus be able to restrict weapons on public property in Lansing;

NOW, THEREFORE, BE IT RESOLVED, that the City Council opposes any legislation that would liberalize the granting of concealed weapons permits in the State of Michigan; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to the Governor, Attorney General, and members of the Michigan House and Senate urging their opposition to any attempt to usurp local control of permitting concealed weapons and the ability to restrict weapons on public property.

By Councilmember Murphy

Carried unanimously

**RESOLUTION #196
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, City of Lansing has requested a waiver to the City's Noise Ordinance from May, 1999 to November, 1999 in order to perform work at night on the portion of the General Motors #1 Infrastructure Improvements Project (PS 46117) that is west of Walnut; and

WHEREAS, City of Lansing made this request in order to complete the installation of sewers and water mains, construction of a retaining wall, and site grading in a timely manner; and

WHEREAS, City of Lansing needs to perform the proposed General Motors #1 Infrastructure Improvements Project (PS 46117) at night to meet the construction deadline imposed by General Motors; and

WHEREAS, City of Lansing has agreed to require its contractors to take steps to muffle the noises on the portion of the General Motors #1 Infrastructure Improvements Project (PS 46117) that is west of Walnut; and

Commission has issued a CLASS C Liquor License and Dance Permit to Bonnie's Place at 326 N. Cedar; and

WHEREAS, Bonnie's Place, 415 E. Saginaw, has obtained the appropriate signatures to transfer ownership from Bonnie's Place at 326 N. Cedar; and

WHEREAS, the Committee on General Services reviewed and executed the forms and the request on May 3, 1999; and

WHEREAS, the Committee on General Services approved the transfer of the Class C Liquor License and Dance Permit to Bonnie's Place, 415 E. Saginaw;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council hereby concurs with the recommendation of the Committee on General Services to approve the transfer of the Class C Liquor License and Dance Permit to Bonnie's Place; and

BE IT FURTHER RESOLVED, the City Clerk is requested to notify Bonnie's Place of the approval by the City Council.

By Councilmember Allen

Carried unanimously

ORDINANCES FOR INTRODUCTION

ORDINANCES FOR PASSAGE

BY COUNCILMEMBER ADADO

That we move to the passage of Ordinances

CARRIED UNANIMOUSLY

BY COUNCILMEMBER ADADO

That the Ordinance when read by its title for a second time, be considered as read in full

CARRIED UNANIMOUSLY

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

BY COUNCILMEMBER ADADO

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-13-98; 4720 S. Cedar St, be placed on order of immediate passage.

CARRIED UNANIMOUSLY

THE MOTION FOR PASSAGE OF THIS ORDINANCE WAS DEFEATED BY A 5/3 VOTE MARGIN

ORDINANCE#

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification on the property described as follows:

Case Number: Z-13-98, 4720 S. Cedar Street (Eas: 183 ft)

Parcel Number: PPN 3301-33-407-241

Legal Description: THE EAST 183 FEET OF THE FOLLOWING DESCRIBED PROPERTY, COMMENCING ON THE WEST LINE OF SOUTH CEDAR STREET, 9845 FEET NORTH OF THE SOUTH LINE OF SECTION 33, T4N, R4W, CITY OF LANSING, INGHAM COUNTY, MICHIGAN, THENCE WEST 313 FEET, THENCE NORTH 16137 FEET, THENCE EAST 313 FEET, THENCE SOUTH TO THE POINT OF BEGINNING

from "D-1" Professional Office District to "E-2" Local Shopping District.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from its passage unless given immediate effect by the City Council.

BY COUNCILMEMBER ADADO

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-13-98; 4720 S. Cedar St, be now passed

FOLLOWING LENGTHY DISCUSSION OF THIS ITEM THE FOLLOWING MOTION WAS MADE;

BY COUNCILMEMBER ADADO

To call the question of the passage of this ordinance to a vote

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

NAYS: 1 (Councilmember Allen dissenting)

MOTION FOR PASSAGE WAS DEFEATED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Benavides, Meyer

NAYS: Councilmembers Allen, Bauer, Beal, Leeman, Murphy

ABSENT: None

OTHER BUSINESS

Public Comment on City Related Matters

Reginald Hourey, Sr., no address given, said that he is the Community Resources Director of the Mid Michigan Public School Academy. It is nice to see this community embrace the challenge of educating our young people. Not all communities do so. He thanked Councilmembers for attending the Charter School event today.

Dr. Saleef Kafajuffe of 801 N. Chestnut St. said that he has been a resident of this City for 14 years. He has attended four Council Meetings to address a matter that should have been fairly simple to fix. The last time he was here he mentioned a pretrial hearing that he had to hire an attorney for because of a citation that his daughter received for violation of the noise ordinance. He later received a letter from the District Court informing him that his pretrial conference had been postponed until June 30th. He asked if this was arranged by the City Attorney.

Mr. Smierka responded that this case is most likely in front of a magistrate and there could be many reasons for an adjournment to a later date. It could be that the Police Officer has other commitments and could not be in court on the date that was set. He told Mr. Kafajuffe to stop into the City Attorney's Office tomorrow and they will look it up to see why the conference was rescheduled.

Mr. Kafajuffe said that he is a 51 year old man who had done everything that "white America" has said that he was supposed to do to receive the respect of his community. His house has been watched for four months. This would not have happened to a white person. The blame for this belongs on the relationship between the whites and the blacks in this town. We need to get to the point where blacks and whites interact with on the basis of justice. He will keep coming before Council every Monday until he feels that he is being treated fairly.

Steve Abbott of 5419 Hughes said that he was involved in a fender bender near his home because of the traffic conditions that he has previously complained about to Council. They need help with the traffic problems they are experiencing in his neighborhood. He has a two year old son and he is very fearful of his safety.

Councilmember Benavides told Mr. Abbott that they could look at putting a stop sign at the corner of Moffitt and Hughes. He asked Mr. Abbott if he would be able to circulate a petition requesting this kind of action. Additionally, Mayor Hollister has Gordon Wilson of 2304 Midwood asked if Council has done anything about the contractor who hauled away the stuff from a citizens home. He said that he feel they need another meeting to clean up the fireworks ordinance. He opposes the idea of delaying the Police and Community Relations Conference until October. There are still problems between members of the community and the Police Department. This conference should not be held off. Also, someone needs to help Mr. Kafajouffe with the noise ordinance. He has been here four times now. A couple of years ago He made a proposal for booking concerts in Oldsmobile Park. He has received no response from the Administration. He could have filled this facility up four times this summer. He asked if Council has found out anything about the house that he keeps complaining about.

Councilmember Adado said that the woman who owns the house in question has convinced the Planning and Development Department that she is working on renovating it, and they gave her 30 more days.

Frank Curtis "X", no address given, said that the Police have been targeting traffic coming out of a Church on Pleasant Grove Rd. These Church People do not need to be made a target. They are not going to put up with this. He urges any member of this Church who gets a ticket on their way to or from church not to pay it. America is spoiling for a fight with the black community. He warned the Administration not to tear down the fire station on Pleasant Grove.

Willy Williams of 505 E. Lenawee announced that the Holt Girl Scout Counsel has chosen Olivia Letts and Joan Bauer to receive the Michigan Women of Distinction Award. He congratulated them both. He asked if the proposal to name the Michigan Ave. Bridge as the Workers Memorial Bridge could be changed to name the Shiawassee St. Bridge, as the Michigan Ave. Bridge has already be named in memorium. With regard to the skateboard park, He would like the City to make this a national level events kind of place. He congratulated the Council on the level of satisfaction evidenced in the poll of residents that they did recently.

Reverend Lester D. Stone of 1603 W. Kalamazoo announced that there will be a March for Justice Community Meeting on Thursday, May 6, 1999, at 7:00 P.M. at the Friendship Baptist Church at 425 W. Main Street to discuss the position of the Chief Investigator for the City and why he is not investigating the McKinstry shooting. They do not accept the reasons that have been given by the Administration as to why this investigation has not been begun yet. They want this investigative position to be independent of the Police Department. They should not have to wait for the FBI Investigation to be over for this investigator to begin his investigation. This program is not working. This investigator does not have the independence to decide if he is going to attend their meeting, nor can he write them a letter stating that he cannot attend the meeting. How can a person with no independent power perform an independent investigation? How can he report to the Board of Police Commissioners and the Human Resources and Community Services Department at the same time? He is most distressed that the City Council and the Board of Police Commissioners is Signed, Lou Adado, Chairperson

Sandy Allen

Tony Benavides

BY COUNCILMEMBER ADADO

That the Report of the Committee be received.

CARRIED UNANIMOUSLY

April 4, 1999

RESOLUTION #199 REPORT OF COMMITTEE

THE PUBLIC SAFETY COMMITTEE, which has made changes to the Housing Code regarding tall grass and weeds, and trash and debris,

the power to enforce emergency traffic control measures and erect temporary traffic control orders until Council has had an opportunity to act on this issue.

not concerned about this. The Citizens of Lansing have been misled by the Administration. There is no complaint process that works, and there is no investigator that is independent to do the work.

Darnell Oldham of 3815 Berwick Dr. said that 100 days ago 18 year old Aldric McKinstry, Jr. was shot and killed by Officers of the Lansing Police Department. To this date the Chief Investigator still has not begun an investigation into his death despite the fact that Councilmembers passed a resolution calling for an investigation of this situation. This community is too small for the number of incidents of people being killed by the Police. There is a problem here, and until the Administration faces up to that the problem will not be solved. We cannot continue to pay out lawsuits. The money that Mayor Hollister spend on the North Side Police Precinct could have provided better training, better equipment and additional officers for the Police Department. He accused Council of being a rubber stamp for the Mayor. We need to stop giving this City away. Why hasn't Council done something to ensure that the resolution that they passed was acted upon?

Christine Timmons of 335 E. St. Joseph said that it is not just black people that are having a problem. She blames the arrogance of City Officials for causing many of the problems that the City faces. She stated that she does not believe the veracity of the reports about Jesse Jackson securing the return of prisoners of war from Yugoslavia.

By Councilmember Adado

To excuse Councilmember Meyer from tonight's meeting at this time

Carried unanimously

Councilmember Meyer left this meeting of the Lansing City Council at 9:15 P.M.

COMMITTEE REPORTS

RESOLUTION #198 REPORT OF COMMITTEE

THE DEVELOPMENT AND PLANNING COMMITTEE to whom was referred Z-13-98, the proposed ordinance to rezone 4720 South Cedar Street from "D-1" Professional Office District to "E-2" Local Shopping District.

The Committee which analyzed the proposed ordinance and the effect it would have on the area

REPORTS AS FOLLOWS: The Committee recommends Z-13-98, the proposed ordinance to rezone 4720 South Cedar Street from "from "D-1" Professional Office District to "E-2" Local Shopping District.

REPORTS AS FOLLOWS: The Committee voted unanimously to encourage the Public Service Committee, Council and the Administration to appoint a Task Force to help initiate a regular City-wide Cleanup Initiative.

Signed, Michael Murphy, Chairperson
Larry Meyer
Joan Bauer

BY COUNCILMEMBER MURPHY

That the Report of the Committee be received.

CARRIED UNANIMOUSLY

May 3, 1999

CITY OFFICERS & BOARD REPORTS

1. Letter from the City Clerk submitting Licenses and Bonds for Referral: Peddler/Transient Merchant - Karen N. Gibson for the sale of figurines and perfume at an undisclosed location

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

2. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

3. Letter from the City Clerk forwarding the Washington Square Area Neighborhood Enterprise Zone 1998 Estimated True Cash Value

RECEIVED AND PLACED ON FILE

4. Letter from the City Attorney re: William James Shapiro d/b/a American Eagle Fireworks, Inc. v City of Lansing, et al

REFERRED TO THE COMMITTEE OF THE WHOLE

5. Letter from David Tijerina, City Assessor, stating his support for and appreciation of the Operational Services Department and their continued funding

RECEIVED AND PLACED ON FILE

6. Letters from the Mayor re:

a. Request for Waiver of the City of Lansing Noise Ordinance from Borneo Restoration, Inc. from April 1999 to October 3, 1999, for the S. Capitol Parking Ramp Restoration

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

b. Boys Training School Site, West Parcel

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

k. Letter of Appreciation from Leanne Stites of the PSD to LPD and the Assessor's Office

RECEIVED AND PLACED ON FILE

l. Letter of Appreciation from Transportation Engineer David Berridge to Stan Jenks of O&CS

RECEIVED AND PLACED ON FILE

m. Letter in support of the Lansing Sister City Program from Joseph L. Wald, Director of Community Relations at Sparrow Health Systems

RECEIVED AND PLACED ON FILE

n. Grant Acceptance: Transportation Enhancement Funds

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

o. Administrative and Executive Transfers

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

p. Transfer of Funds, Parks & Recreation, LPD

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

c. Purchase Agreement between the City of Lansing and Habitat for Humanity for a Parcel of Property Located on Bement St.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

d. News Releases: LPD Police & Community Relations Television Program, LPD CARE Program Selected as Finalist for Governor's Service Award

RECEIVED AND PLACED ON FILE

e. Letter of appreciation from Maxine Simmons to Lt. Carl Yasevich of LPD

RECEIVED AND PLACED ON FILE

f. Letter of Appreciation from David L. Mylly to Dennis Sykes

RECEIVED AND PLACED ON FILE

g. Letter of Appreciation from Ana Mollinedo of the King Center to Mayor Hollister

RECEIVED AND PLACED ON FILE

h. Acquisition of Property, 909 W. Hillsdale

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

i. Request for Appropriation of Community Use Funds from FestEve

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

j. 1999 Neighborhood Grant Awards

INTERNAL AUDITOR

q. Ingham County/City of Lansing Community Corrections Advisory Board Offender Job Fair Announcement

RECEIVED AND PLACED ON FILE

COMMUNICATIONS & PETITIONS

By Councilmember Adado

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. Letter from Mrs. William E. Burk of 1060 W. Turkey Ln., appealing the decision of the Claims Review Committee with regard to their Property at 1529 Vermont Ave.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

2. Letter from the "Michigan Music is World Class" Campaign requesting the City's Support for the FCC's adoption of a plan to re-legalize community radio

RECEIVED AND PLACED ON FILE

3. Notice from the State of Michigan Public Service Commission of a Hearing for the Customers of Consumers Energy Co. Case # U-11955 to be held on May 11, 1999 at 9:00 A.M.

REFERRED TO THE CITY ATTORNEY AND THE MAYOR

4. Notice from the State of Michigan Department of Consumer & Industry Services Bureau of Regulatory Services of the Withdrawal of an Application for a license for a Foster Family Group Home by Steven and Jacqueline Bonham of 912 Nipp St.

REFERRED TO THE DEPARTMENT ON PLANNING AND NEIGHBORHOOD DEVELOPMENT

5. Letter from Robert du Rivage, no address given, in support of the FCC's adoption of a plan to re-legalize community radio

RECEIVED AND PLACED ON FILE

6. Notice from the State of Michigan Department of Consumer & Industry Services Liquor Control Commission of an Application to add Sandra Schneeberger as co-licensee in 1998 SDD-SDM licensed business at 1975 E. Jolly Rd. for Garb-Ko, Inc.

REFERRED TO THE CITY CLERK

7. Notice from the State of Michigan Department of Treasury of the approval of 11. Letter from the West Town Redevelopment of 1018 W. Lapeer in support of the CDBG Budget

RECEIVED AND PLACED ON FILE

12. Letter from Grace and John Iverson to Media One Cable protesting the revision to their cable lineup

REFERRED TO THE CABLE AND TELECOMMUNICATIONS ADVISORY BOARD

13. Letter from Immanuel's Temple requesting that they be allowed to purchase parcels adjoining their property

REFERRED TO THE MAYOR

14. Eight postcards requesting that the CSO Separation Project be funded, at least partially, through the General Fund Budget

RECEIVED AND PLACED ON FILE

COUNCILMEMBERS' COMMENTS

Councilmember Deal noted that the issue of the rezoning of a house in front of Washington Park is back in front of Council. She hopes that this issue stays in Committee. She asked the Administration some time ago what the cost to the City would be to pay back the stormwater fees that were collected, and if there has to be a judgement bond on the \$12,000,000. They need to know what the debt service on that amount would be so that they can work it into the budget, additionally what the cost to pay back rate payers would be. She feels that the Council might as well plan on having to pay this money back. She hopes that the Administration does not have any plans to delay the payback of these monies. She stated that she would like a Committee of the Whole meeting on Saturday. They'll do 1.25 million dollars to pay back for the CSO project over a 20 year period.

Councilmember Murphy said that he understands the frustrations and feelings of Mr. Kafajouffe with regard to his daughter getting a citation. He has found out that the daughter pled not guilty to the citation that was issued to her and that as a result of the not guilty plea the issue goes to district court. Therefore, it would have been one of the judges who changed the date. With regard to the Third Ward Stop Sign issue. This request is still in the process with the Traffic Board. With regard to the comments last week from the man who claimed that a City vendor hauled away his valuable desk; this should be coming up in the General Services Meeting. He said Mr. Wiener reported working with the young man who reported that a City Trash Hauler removed a valuable piece of furniture from his property. He is helping this man proceed through the claim process against the City. Additionally, Henry

Exemption of New Personal Property for Jackson National Life Insurance Company for New Personal Property

REFERRED TO THE CITY ASSESSOR AND THE FINANCE DEPARTMENT

8. Letter from Mt. Hope United Methodist Church of 501 E. Mt. Hope Ave. requesting a refund of Storm Water Enterprise Fund Fees

REFERRED TO THE MAYOR AND THE COMMITTEE OF THE WHOLE

9. Letter from Christine Timmon of 335 E. St. Joseph regarding Governor Engler's Pilot Program for Drug Testing of Welfare Recipients

RECEIVED AND PLACED ON FILE

10. Letter from A. Gregory Eaton of Karoub Associates in support of the Rezoning of the 2700 & 2800 Blocks of S. Washington

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

that the joint General Services/Public Safety Meeting to take up the issue of the fireworks ordinance was tonight. This ordinance needs clarification. They have asked the Administration to work with the Neighborhood Groups on this. Council passed a resolution directing the Police Investigator to review the matter of the McKinstry shooting. The Board of Police Commissioners wanted him to wait for the justice report. That report should be forthcoming. Neither the Public Safety Committee, nor the City Council has turned it's back on what the resolution requested from the Administration. They will follow it and will continue to take this matter under advisement. He talked to Mr. McKinstry today about what his requests for information are all about. The Public Safety Committee is still monitoring this issue. He explained that his son was an escort for the Debutante Cotillion at the Lansing Center. This was a very beautiful occasion. Five young ladies from the community were coming out and they celebrated that event. He congratulated those young women. He confirmed the regularly scheduled meeting of the Public Safety Committee this Wednesday at 8:00 A.M. in the Conference Room.

City Attorney Smiertka said that Mr. Kafajouffe was in his office a few weeks ago and had a lengthy conversation with an Assistant City Attorney. Most of these complaints were brought to the Law Department by the Neighborhood Organization. The first step in the process is to issue a warning letter. Then by the third time around, when the home owner has had an opportunity to correct the situation, something is done about citing the person because the neighborhood is looking for relief.

Councilmember Murphy reasserted that this was all brought about because of one incident, and a letter was sent that cited an incorrect violation. Later, a ticket was issued because of loud music. He has a concern about the possibility that Mr. Kafajouffe's Daughter is being singled out.

Councilmember Leeman remarked that He, along with Councilmembers Murphy and Allen, received a copy of the letter that was sent out. Councilmember Murphy said that the only copy of the letter that He has seen was supplied to him by Mr. Kafajouffe. Councilmember Leeman asked Member Murphy to talk to the Assistant City Attorney so that he can gain a better understanding of what went on.

Councilmember Allen stated that she has sent a letter to all City Departments stating that she wants to be copied on anything that goes out to residents in her ward.

MAYOR'S EXECUTIVE ASSISTANT'S RESPONDER COMMENTS

Hernandez has spoken with the Contractor involved, about some of the things that they been hearing about. He reminded Councilmember that there have been two investigations on the McKinstry case so far. One by the IAD of the Police

MAY 3, 1999

COUNCIL PROCEEDINGS

Department, and a second one by the Ingham County Prosecutor. Right now the U.S. Justice Department is going through their investigation. After their investigation has been completed, the Chief Investigator will begin his investigation. Regarding the statement that the North Side Police Precinct has cost over \$13,000,000. He has corrected this statement before, but it bears repeating. The total billed out for this project was less than \$1,000,000. He announced that the Regional Economic Development Team will hold an annual Forum on May 27, 1999, at the Kellogg Center to celebrate the Economic Development achievements in this region, not the least of which is the announcement made by Mayor Hollister earlier in the meeting about the General Motors project, which has been a regional effort. They will also discuss strategies for economic development.

ADJOURNED 9:45 PM

MARTILYN SLADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF MAY 10, 1999

City Council Chambers
Lansing, Michigan

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Allen, Bauer, Beal, Benavides, Leeman, Meyer

ABSENT: Councilmembers Adado, Murphy

The Invocation and Pledge of Allegiance were led by Councilmember Meyer

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of April 26, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Bauer

To accept the following under suspension of the rules:

1. From Councilmember Bauer; a Resolution Approving the appointment of George Williams to the Traffic Board for a Term to Expire June 30, 2003
2. From Councilmember Meyer; a Resolution of Tribute to the MSU Basketball Team
3. From Councilmember Meyer; a Resolution of Tribute to the MSU Hockey Team
4. From Councilmember Meyer; a Substitute for the Resolution setting a Public Hearing on an Application by General Motors for establishment of an Industrial Development District

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

City Clerk Slade announced that tomorrow, Tuesday, May 11, 1999, at 4:00 P.M. is the deadline for filing to run in the City of Lansing Odd Year Primary Election that will encompass Councilmember Positions in Wards 1 & 3, as well as two At-Large Positions.

➤ Special Ceremonies

A. Mayor Hollister presented a Proclamation in recognition of National Historic Preservation Week and declaring May 10th through May 14th as Historic Preservation Week to Stephanie Whitbeck, Chair of the Historic Preservation Committee.

B. Mayor Hollister, along with Councilmember Bauer presented a Proclamation & Resolution of Tribute to Judy Hackett, Vice President of the Lansing Neighborhood Council, in commemoration of Neighborhood Pride Week. Ms. Hackett thanked Mayor Hollister and Councilmember Bauer for the recognition. Their organization participates in many activities such as

➤ Announcement of City Events:

Councilmember Allen congratulated Dale Glenn and Susan Lamb. They were named Principal of the Year and Advisor of the Year (respectively).

Councilmember Beal asked Stephanie Whitbeck, Chair of the Historic District Commission to make an announcement about their upcoming event.

Mrs. Whitbeck announced that on Tuesday, May 11, 1999, the Historic District Commission will host a reception to kick off Historic Preservation Week. This will be the City's 6th Annual Preservation Exhibit and Awards Ceremony. It will be held at Impression 5 Science Museum from 5:00 P.M. to 7:00 P.M. Councilmembers, as well as the Public, are welcome to attend. Eighteen (18) awards will be given out.

Mayor Hollister announced that on Tuesday, May 18, 1999, at 6:30 P.M. Councilmember Murphy and the Planning Department will host a Community meeting at the Scott House to review the schedule for infrastructure improvement work that will be done this summer at the General Motors Main Plant site. Everyone interested in learning how the construction will impact on the nearby neighborhood is invited to attend. He reported that this week ten (10) recruits are graduating from the LCC Police Academy. They will be presented to the Council at the Council Meeting next Monday. He announced a Ceremony to honor City Retirees from the past year to be held at the Parthenon Restaurant on Tuesday, May 25, 1999 from 12:00 P.M. to 1:30 P.M. On May 26, 1999, there will be a ceremony honoring City Employees who have 20 years of seniority. It is important to thank and acknowledge the people who give so many years of their life to the community.

He expressed his thanks, on behalf of the Fedewa Family, for the support they have received over the course of the past week. The family appreciates all of the cards and letters, and prayers of the community.

Councilmember Bauer announced that on Wednesday, May 12, 1999, the Lansing Safety Council Dinner and Recognition Ceremony for School Crossing Guards will be held. On Tuesday, May 11, 1999, the Zonta Club of Lansing will hold their Annual Meeting and Dinner. Thursday night at the Riverwalk Theatre, the Ballantine Stepping Stone Project will hold their fund raiser. They are a homeless shelter for women and their children.

Lugnuts games, Adopt a Park, Neighborhoods in Bloom, Neighborhood cleanups, National Night Out, Paint Blitz, and many others. There are many opportunities for residents to join in and take pride in their neighborhoods. She urged residents to support all of these activities. The Paint Blitz will paint 20 homes this year. They are attempting to make this a better community for all of it's citizens.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

1. In consideration of the Proposed City of Lansing Budget and Capital Improvements Totaling \$179,940,776

Emly Horne of 110 W. Hodge criticized Councilmembers who she said did not make wise choices during budget considerations. She believes that increases in revenues should go to the Y2K effort not into community centers. Citizens

cannot cope with the increases in sewer rates in the future. We need to empower people to oppose these choices. She urged Councilmembers not to support this budget.

Alexander Bolt of 1230 Reo Rd. said that he agrees with the previous speaker. Council did not make wise choices in budget consideration. They should have dug deeper into the current budget to pay for the CSO separation project. People need to be aware that the Council will place another funding methodology on the table after the elections have been held. He commended Councilmembers Adado and Beal for their no votes on this budget. Council must remember that they are not dealing with their own money, they are taking money from the tax payers by force and spending it on their own whims.

Gordon Wilson of 2304 Midwood asked Council to reconsider the budget. It is too large for the residents of this city. He commended Councilmember Adado for his steadfastness in checking into the use of monies and asking for have nothing to do with Lansing. Get rid of them. The City's budget just keeps going up and up. People are tired of their money being wasted. He reminded Councilmembers that this is an election year, and said that the voters will not be happy if this budget is passed. The Citizens for a Better Lansing group want Councilmember Beal to run again, because she stands up for the people of Lansing.

Charlene Decker of 2711 Pleasant Grove said that she is retired and living on a fixed income. She lives better than some people, however, budgets like this will affect her negatively. She objects to the use of extra funds that are found deep within the budget. What does this mean? They have the right to know item by item what the budget consists of. She is not happy with the open ended sewer rate charge.

REFERRED TO THE COMMITTEE OF THE WHOLE

4. In consideration of SLU-10-98, 4801 Aurelius Rd./Biggie Munn Park (ACT-1198)

There were no speakers for this Public Hearing.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

5. In consideration of ACT-0199, 800 Block of S. Pine St., Vacation of Block

There were no speakers for this Public Hearing.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

6. In consideration of Z-04-99, 3425 E. Saginaw St., Petition for Rezoning from "F" Commercial and "J" Parking to "F" Commercial District, Petition for Rezoning filed by Patrick Maloney on behalf of Don Herro to allow for demolition of the existing restaurant and construction of a new Walgreens.

Patrick Maloney said that he is here to answer any question that Councilmembers may have on this rezoning petition.

Councilmember Leeman asked what the time frame is for construction of the new building.

Mr. Maloney said that it depends on City Council's actions, but they would like to begin this summer.

Councilmember Leeman asked when this store would open.

Mr. Maloney said that it would open 3-4 months after construction begins.

Councilmember Leeman asked if they have looked at the traffic issues that would be involved in this project, such as traffic turning into the Walgreens from Eastbound Saginaw. Mr. Maloney said that there is an existing turn lane there that allows cars to make left turns into the store. Councilmember Leeman stated his feeling that this seems dangerous. He asked that they take this into consideration when they look at

additional cuts. The CSO Project funding is going to be a burden on the tax payers, especially on retirees. The average person pays \$312.00 per year, which is going to go up. Council needs to get tougher on spending. The City is spending way too much. The \$10,000 they spent on a survey that touched on less than 10% of the City. The \$47,000 paid for an investigator was a complete waste, because there is nothing in the job descriptions that the person hired for this job can do. He supports the funding for the south side community center, and he hopes this comes to pass. There is not very much money going to the south west side of Lansing, and there are a lot more kids over there than elsewhere in the City.

Ed Simmer of 2609 Dier St. said that people on a fixed income are really going to take the hurt from this budget. What, he asked, will Council tell these people when they cannot afford their water bills? This budget needs to go back to Council for cutting. They need to cut out the funding for PR firms that live and work in Okemos. They

2. In consideration of SLU-0698, 2100 Hall St./Gier Community Center (ACT-0698)

There were no speakers for this Public Hearing.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

3. In consideration of SLU-0798, 2516 S. Washington Ave./Washington Park (ACT-0898)

There were no speakers for this Public Hearing.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

entrance design.

Councilmember Bauer questioned Mr. Maloney with regard to plans for the exterior of the building and design standards. Do they have the same design standards for their buildings in every City, or do the standards differ from City to City?

Mr. Maloney said that their design standards are the same for all of the United States. Their stores are built with an eye towards meeting their needs for the next 60 years, and they are very choosy about their standards.

Councilmember Bauer expressed her feeling that Rite Aid Stores in Lansing are built to a lower standard than their stores in other communities like Okemos. She feels that the Rite Aid in Okemos includes more landscaping and decorative amenities.

Public Comment on Legislative Matters

Belinda Fitzpatrick of 234 S. Holmes St. spoke regarding the need for affordable housing stock in the City.

Charlene Decker of 2711 Pleasant Grove Rd. stated her support for the resolution providing sanctions against the Detroit News and the Detroit Free Press. Ed Simmer of 2609 Dier stated his opposition to the resolution authorizing a lease agreement with SBA Towers, Inc.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

LEGISLATIVE MATTERS RESOLUTIONS

RESOLUTION #200 BY COUNCILMEMBER BAUER RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, improving neighborhood quality and safety is a goal shared by the

Neighborhood Council, the City Council, and the Office of the Mayor, and

WHEREAS, cooperation and continued communication between the City and neighborhood organizations is essential to creating a "World Class Capital City;" and

WHEREAS, the City Council, the Mayor, the Planning and Neighborhood Development Department, the City Attorney, and the Police Department are working with residents to address neighborhood improvements and other related issues;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council, hereby, declares May 17-22, 1999 as "Neighborhood Pride Week;"

WHEREAS, cities throughout Michigan are struggling to meet the demand for affordable housing; and

WHEREAS, the City of Lansing, like so many other cities, are very interested to learn more effective approaches that may help to create more affordable housing; and

WHEREAS, the First Annual Michigan Conference on Affordable Housing provides an opportunity for local and state leaders, non-profit and for-profit housing developers, private lenders, private sector housing consultants, and faith based organizations to share ideas and concerns;

NOW, THEREFORE, BE IT RESOLVED that the City Council, hereby, lauds the efforts of the Planning Committee to put together an excellent agenda for the First Annual Michigan Conference on Affordable Housing; and

BE IT FURTHER RESOLVED that the City Council applauds all of the attendees for their interest in providing affordable housing.

By Councilmember Bauer

Carried Unanimously

RESOLUTION #202
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, R. E. Olds Anderson has served Ingham Regional Medical Center in various board, committee and volunteer positions with distinction since 1983; and

WHEREAS, R. E. Olds Anderson has demonstrated the highest of ideals of volunteerism, philanthropy and leadership; and

WHEREAS, R. E. Olds Anderson was a founding member of the Ingham Medical Center Development Council in 1983; and

WHEREAS, R. E. Olds Anderson initiated the organization of Ingham's "Signet Society" comprised of individuals and organizations who share his commitment and vision through their own selfless generosity with minimum contributions of \$10,000; and

WHEREAS, R. E. Olds Anderson's personal commitment and philanthropy resulted in the establishment of Founders Park, a place of honor for Ingham donors and a place of respite for Ingham patients and their families; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, commends R. E. Olds Anderson for his extensive commitment and extraordinary effort to support Ingham Regional Medical Center; and

By Councilmember Meyer

To place an affirmative roll on the substitute resolution

Carried Unanimously

RESOLUTION #204

BE IT FURTHER RESOLVED that the City Council urges all citizens to take an active role to meet help revitalize our City to make it safer and healthier environment for all

By Councilmember Bauer

Carried Unanimously

RESOLUTION #201
BY COUNCILMEMBER TONY BENAVIDES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

BE IT FURTHER RESOLVED that the Lansing City Council hereby declares that May 12, 1999, is R. E. Olds Anderson Day in the City of Lansing.

By Councilmember Bauer

Carried Unanimously

RESOLUTION #203
BY COUNCILMEMBER MEYER
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the City Council of the City of Lansing has received a request from General Motors Corporation to establish a Lansing Industrial Development District (IDD-299), pursuant to Public Act 198 of 1974, as amended, on property located within the GM Main Plant site and generally south of Interstate 496, west of Townsend Street and the Grand River, north of the railroad tracks, and east of Division Street and the line of its extension; and also south of Interstate 496, west of Division Street, north of Williams Street and east of Martin Luther King Jr. Boulevard, more fully indicated by the tax district boundaries in the site diagram attached to the May 5, 1999 letter to the City Clerk from General Motors Corporation requesting the establishment of an Industrial Development District;

WHEREAS, for clarity and description purposes, the City has straightened the site line between Interstate 496 and Williams Street for the northwest corner of proposed Industrial Development District and revised the depiction attached to the May 5, 1999 letter;

WHEREAS, prior to acting on this request, it is necessary to hold a public hearing on the proposed establishment of a Lansing Industrial Development District (IDD-299), to allow for any resident or taxpayer the right to appear and be heard;

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on the 17th day of May, 1999 at 7:00 p.m., and that the City Clerk cause to be published notice of such hearing in a publication of general circulation when all persons interested may attend and be heard and make any objection they may have to the proposed District, and that the City Clerk also cause the owners of real property within the proposed district to be notified by certified mail of the request and the scheduled public hearing.

By Councilmember Meyer

To accept a substitute Resolution for the original contained in the City Council Packet

Carried Unanimously

BY THE DEVELOPMENT AND PLANNING COMMITTEE
ACQUISITION OF FLEMING STREET PROPERTY

WHEREAS, Lansing Habitat for Humanity is engaged in the construction of new single family homes in the City to promote home ownership for low and moderate income households; and

WHEREAS, a vacant lot located in the 1100 Block of Bement Street is owned by the State of Michigan Department of Natural Resources as a result of tax foreclosure proceedings and has, according to State statute, been offered for sale first to the City for the sum of \$300.00 plus closing costs; and

WHEREAS, Habitat has requested that the City acquire the property for use in their homeowner program; and

WHEREAS, Habitat has signed an Offer to Purchase and Contract of Sale with the City which specifies that Habitat shall, among other things: 1) purchase the property from the City for \$300.00 plus all closing costs; 2) accept the property in its current physical and environmental condition; 3) accept title to the property as conveyed from the State; 4) pay any back taxes that may be owed on the property; and

WHEREAS, the City Council supports the recommendation of the Administration to acquire the property from the State for resale to Habitat according to the terms and conditions of the Offer to Purchase; and

WHEREAS, it is required in the City Charter and Chapter 208 of the Codified Ordinances of the City of Lansing that the City Council approve of the acquisition and disposition of real property;

NOW, THEREFORE, BE IT RESOLVED that the Development Office of City make application to the Department of Natural Resources of the State of Michigan to acquire the property located in the 1100 Block of Bement Street which property is more specifically described as:

Lot 6, Block 9, Lansing Improvement Company's Addition to the City of Lansing, County of Ingham, State of Michigan, as recorded in Liber 2 of Plats, page 14, Ingham County,

for the sum of \$300.00 plus closing costs.

BE IT FURTHER RESOLVED that subsequent to acquisition, the property be sold to WHEREAS, the two (2) family residential unit located at 909 West Hillsdale Street is designated in the Seven Block Plan for rehabilitation; and

WHEREAS, it has been established through separate inspections carried out by the Development Office of the City and a nonprofit housing corporation respectively that the structure is in extreme deteriorated condition, has serious structural problems and would be too costly to rehabilitate; and

WHEREAS, as a result of this information it is recommended by the Development Office that the property be acquired and the structure removed, provided the owner will sell the property for the fair market value; and

WHEREAS, the City Administration concurs with this recommendation; and

WHEREAS, the City Charter and Chapter 208 of the Codified Ordinances of the City of Lansing require City Council approval of the acquisition and disposition of real property;

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council authorizes the Administration to enter into negotiations to acquire the property located at 909 West Hillsdale Street; described as:

The West 41.25 feet of Lot 1 and the East 15 feet of the North 66 feet of Lot 3, Block 7, Bush, Butler and Sparrows Addition to the City of Lansing, Ingham County, Michigan, according to the recorded Plat thereof,

for the fair market value of the property to be determined through an independent appraisal.

BE IT FURTHER RESOLVED the City Council waives the ACT 285 review and the City policy of an environmental assessment.

Lansing Habitat for Humanity according to the Offer to Purchase and Contract of Sale signed by Habitat and dated April 26, 1999 for \$300.00 plus all closing costs and other fees and costs, including back taxes, that may apply.

BE IT FURTHER RESOLVED that the City policy requiring an environmental study prior to purchase is waived for the residential property.

BE IT FURTHER RESOLVED that all expenses incurred in the purchase of the property shall be charged to the City's Community Development Block Grant Program, and that all proceeds resulting from the subsequent sale of the property to Habitat shall be returned to the CDBG Program.

BE IT FINALLY RESOLVED that the Mayor, on behalf of the City, is authorized to sign and execute all necessary documents, including the Purchase Offer and Contract of Sale, to effectuate the aforesaid purchase and resale, subject to their prior approval as to form by the City Attorney.

By Councilmember Allen

Carried Unanimously

RESOLUTION #205
BY THE DEVELOPMENT AND PLANNING COMMITTEE
ACQUISITION OF PROPERTY
IN SEVEN BLOCK NEIGHBORHOOD
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the City is in the process of implementing the Seven Block Neighborhood Plan pursuant to Chapter 1222 of the Code of Ordinances, which Plan includes acquisition and removal of structures as designated on a selective basis due to poor condition, overcrowding or a proposed change in land use; and

BE IT FURTHER RESOLVED that upon acquisition, the structures on the property shall be razed and thereafter the land redeveloped for residential purposes in keeping with the concept of the Seven Block Neighborhood Plan.

BE IT FURTHER RESOLVED the acquisition of the property and removal of the structure shall be paid from the City's State financed Housing Resource Fund Grant, and that any proceeds resulting from the disposition of the property shall be returned to that Program.

BE IT FINALLY RESOLVED as the negotiations are completed, the acquisition shall be brought directly to the Development and Planning Committee for review, and is subject to final Council review and action.

By Councilmember Allen

Carried Unanimously

RESOLUTION #206
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, The Detroit News and The Detroit Free Press, formerly independent newspapers, published in the City of Detroit, Michigan, were acquired by the Gannett publishing chain and Knight Ridder, respectively; and

WHEREAS, these newspapers, which were published independently and competitively for many years, successfully petitioned the US Attorney General's office to combine all but their editorial functions under the aegis of a joint Operating Agreement (JOA) as permitted under the National Newspaper Preservation Act; and

WHEREAS, under the JOA, the Detroit Newspaper Agency (DNA) was formed, which

replaced the management of the individual newspapers and which declared contract agreements with the six employee unions to be null and void; and

WHEREAS, when DNA announced to all employees that new work rules and compensation provisions would apply with no union negotiation taking place, the six unions declared a strike against DNA; and

WHEREAS, when all efforts by state and federal labor mediators to bring about meaningful negotiations failed to end the strike, DNA management announced on August 7, 1995, that all employees must return to work under the new work rules and provisions or face permanent replacement by new hires; and

WHEREAS, on August 27, 1995, the NLRB in a unanimous decision, upheld the findings of judge Wilks and of judge Kocol who had ruled that the newspapers committed another unfair labor practice in refusing to reinstate all workers, the NLRB in upholding the judges's decisions, ordered the DNA to reinstate all employees, even if it meant laying off replacement workers, and to compensate the locked out employees with back pay to the date of the offer to return to work; and

WHEREAS, the DNA appealed the NLRB decision, and on March 4, 1999, the DNA's motion for reconsideration was denied;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council condemns the labor practices of DNA, as determined by the agencies of the National Labor Relations Board; and

BE IT FURTHER RESOLVED the City Clerk shall send copies of this resolution to the officers of DNA, Gannett, Inc., of Arlington, Virginia, and Knight Ridder of San Jose, California, to state and federal officials bearing responsibility to enforce labor law; and

BE IT FURTHER RESOLVED, that the Lansing City Council urges the DNA to comply immediately with the order of the NLRB; and,

BE IT FINALLY RESOLVED, that the Lansing City Council, hereby, bans the use of any City funds for the purchase of The Detroit News or The Detroit Free Press until such time as the DNA complies with the order of the NLRB

By Councilmember Allen

Carried Unanimously

RESOLUTION #207
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Bobby D. Trejo, 587 Drexel, Dearborn Heights, Michigan, applied for a Peddler's Permit on date for the purpose of doing business at 3301 East Michigan Avenue, Lansing; and

WHEREAS, the Committee on General Services reviewed the application and voted unanimously to approve the Peddler's Permit for Bobby D. Trejo;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the recommendation of the Committee on General Services to approve the Peddler's Permit for Bobby D. Trejo, 587 Drexel, Dearborn Heights, Michigan; and

BE IT FURTHER RESOLVED the Mayor and the Finance Department will make the appropriate steps to process this request by charging \$500.00 of the rental of the Oldsmobile Park on April 24, 1999 by March of Dimes to the Community Use/Lansing Center/Stadium Account 101-173 901-741200-0; and

BE IT FINALLY RESOLVED that the March of Dimes must submit a written analysis of the WalkAmerica, including information regarding number of attendees, gross and net totals of the event, and a copy of their most recent tax return, a board member list, and a detail of their accounting to the Lansing City Council within 30 days after the

WHEREAS, on August 31, 1995, the National Labor Relations Board (NLRB) filed a complaint in federal court against DNA for bad faith bargaining and from April 15 to October 2, 1996, a trial was held before Administrative Law Judge Wilks, who ruled on June 19, 1997 that the DNA was guilty of ten unfair labor practices; and

WHEREAS, on February 14, 1997, all of the unions made an unconditional offer to return to work, prompting both newspapers to proclaim the strike to be over, while accepting only a handful of employees back, mostly at reduced responsibilities and reduced pay, thus changing the strike to a lockout; and

BE IT FURTHER RESOLVED that the City Clerk is requested to notify Bobby D. Trejo of the approval by the City Council.

By Councilmember Allen

Carried Unanimously

RESOLUTION #208
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Pierre Davis, 3719 Wainwright, Lansing, applied for a Peddler's Permit for the purpose of doing business at Waverly and Holmes Plaza; and

WHEREAS, the Committee on General Services reviewed the application and voted unanimously to approve the Peddler's Permit for Pierre Davis;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the recommendation of the Committee on General Services to approve the Peddler's Permit for Pierre Davis, 3719 Wainwright, Lansing; and

BE IT FURTHER RESOLVED that the City Clerk is requested to notify Pierre Davis of the approval by the City Council.

By Councilmember Allen

Carried Unanimously

RESOLUTION #209
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, March of Dimes has requested \$500.00 in funding assistance to help underwrite the cost of the use of Oldsmobile Park on April 24, 1999 for its WalkAmerica; and

WHEREAS, the Committee on General Services reviewed and then voted to approve the request from March of Dimes; and

NOW THEREFORE BE IT RESOLVED, the Lansing City Council concurs with the recommendation of the Committee on General Services. The Lansing City Council, hereby, approves the request from March of Dimes for \$500.00 to help underwrite the cost of its use of Oldsmobile Park on April 24, 1999 for its WalkAmerica; and

event.

By Councilmember Allen

Carried Unanimously

RESOLUTION #210
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF

THE CITY OF LANSING

WHEREAS, Lansing City Council has requested \$500.00 in funding assistance to help underwrite the cost of the use of Lansing Center on May 13, 1999 for its Lansing Eastern High School Student Government Day; and

WHEREAS, the Committee on General Services reviewed and then voted to approve the request from Lansing City Council; and

NOW THEREFORE BE IT RESOLVED, the Lansing City Council concurs with the recommendation of the Committee on General Services. The Lansing City Council hereby approves the request from Lansing City Council for \$500.00 to help underwrite the cost of its use of Lansing Center on May 13, 1999 for its Lansing Eastern High School Student Government Day; and

BE IT FURTHER RESOLVED the Mayor and the Finance Department will make the appropriate steps to process this request by charging \$500.00 of the rental of the Lansing Center on May 13, 1999 by Lansing City Council to the Community Use - Lansing Center/Stadium Account 101-173901741200-0; and

BE IT FINALLY RESOLVED that the Lansing City Council must submit a written analysis of the Lansing Eastern High School Student Government Day, including information regarding number of attendees, gross and net totals of the event, to the Internal Auditor, within 30 days after the event.

By Councilmember Allen

Carried Unanimously

RESOLUTION #211

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Lansing City Council has requested \$500.00 in funding assistance to help underwrite the cost of the use of Lansing Center on May 20, 1999 for its Lansing Sexton High School Student Government Day; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council concurs with the recommendation of the Committee on General Services. The Lansing City Council hereby approves the request from the Lansing City Council for \$500.00 to help underwrite the cost of its use of the Lansing Center on May 26, 1999, for its Lansing Everett High School Student Government Day; and

BE IT FURTHER RESOLVED the Mayor and the Finance Department will make the appropriate steps to process this request by charging \$500.00 of the rental of the Lansing Center on May 26, 1999, by the Lansing City Council to the Community Use - Lansing Center/Stadium Account 101-173901741200-0; and

BE IT FINALLY RESOLVED that the Lansing City Council must submit a written analysis of the Lansing Everett High School Student Government Day, including information regarding the number of attendees and gross and net totals of the event, to the Internal Auditor within 30 days after the event.

By Councilmember Allen

Carried Unanimously

RESOLUTION #213

BY THE COMMITTEE OF WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, a certain ten year Master Lease Agreement between the City of Lansing (City) and SBA Towers, Inc. (SBA) has been presented pursuant to which SBA shall lease from the City certain municipal property for the purposes of constructing, supporting and operating a wireless communications facility, including a

WHEREAS, the Committee on General Services reviewed and then voted to approve the request from Lansing City Council; and

NOW THEREFORE BE IT RESOLVED, the Lansing City Council concurs with the recommendation of the Committee on General Services. The Lansing City Council hereby approves the request from Lansing City Council for \$500.00 to help underwrite the cost of its use of Lansing Center on May 20, 1999 for its Lansing Sexton High School Student Government Day; and

BE IT FURTHER RESOLVED the Mayor and the Finance Department will make the appropriate steps to process this request by charging \$500.00 of the rental of the Lansing Center on May 20, 1999 by Lansing City Council to the Community Use - Lansing Center/Stadium Account 101-173901741200-0; and

BE IT FINALLY RESOLVED that the Lansing City Council must submit a written analysis of the Lansing Sexton High School Student Government Day, including information regarding number of attendees, gross and net totals of the event, to the Internal Auditor, within 30 days after the event.

By Councilmember Allen

Carried Unanimously

RESOLUTION #212

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Lansing City Council has requested \$500.00 in funding assistance to help underwrite the cost of the use of the Lansing Center on May 26, 1999, for its Lansing Everett High School Student Government Day; and

WHEREAS, the Committee on General Services reviewed and then voted to approve the request from the Lansing City Council;

communications tower, antennae, and related structures and improvements that may be used by multiple users;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby approves the Master Lease Agreement and the Mayor and City Clerk are authorized to execute it subject to prior approval of the City Attorney.

By Councilmember Meyer

To place an affirmative roll on the resolution

FOLLOWING LENGTHY DEBATE ON THE ABOVE STATED MOTION, THE FOLLOWING MOTION WAS MADE:

By Councilmember Allen

To return this item to the Ways and Means Committee for further consideration

MOTION DEFEATED BY THE FOLLOWING VOTE:

YEAS: Councilmember Allen

NAYS: Councilmembers Bauer, Beal, Benavides, Leeman, Meyer

By Councilmember Meyer

To call the question on the main motion for passage of this resolution to a vote

Carried Unanimously

THE MOTION FOR ADOPTION OF THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Bauer, Beal, Benavides, Leeman, Meyer

NAYS: Councilmember Allen

RESOLUTION #214

**BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

That the following transfers be approved,

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$100,000	Sewage Land Application 590-453670-744501-0	City Share of Sanitary 590-933610-973000-20100

(Study of impact of Capital City Airport and Delta Township flows. City is proposing improvements to Miller Road from Pleasant Grove to Waverly. Areas does not
WHEREAS, the Michigan State University Men's Basketball Team won the Big Ten Title for the second year in a row and the Big Ten Basketball Tournament for the first time this year; and

WHEREAS, the MSU Men's Basketball Team participated in the NCAA Men's Basketball Tournament, won the Midwest Regional championship game over favored Kentucky but narrowly lost to the heavily favored Duke in the national semifinals; and

WHEREAS, the success of the team can be directly attributable to the countless hours Coach Tom Izzo and his staff spent developing and implementing the right defensive and offensive schemes; and

WHEREAS, Basketball Times recognized his effort and named Coach Izzo "National Coach of the Year;"

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council on behalf of the residents of greater Lansing area, congratulate the Michigan State University Men's Basketball Team for its success during the 1998-99 Season.

BE IT FURTHER RESOLVED that the Lansing City Council lauds the organizers for designating the MSU Men's Basketball Team as Grand Marshals for the 10th Annual Michigan Parades into the 21st Century Parade.

By Councilmember Meyer

Carried Unanimously

RESOLUTION #216

**BY COUNCILMEMBER LARRY MEYER
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the Michigan State University Hockey Team captured its sixth CCHA regular season championship, its seventh Great Lakes Invitational title and made its ninth NCAA Frozen Four appearance; and

WHEREAS, the MSU Hockey Team put together a school record 23 game unbeaten streak and was led by a solid defense that established new conference, school and national records; and

WHEREAS, the success of the MSU Hockey Team is due in part by the Coach Ron Mason who made his 20th year at MSU a memorable one;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council on behalf of

currently have sanitary sewer services.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$1,500	Human Rel. & Comm. Svcs. Misc. & Spec. 101-672500-741000-0	Gen. Admin. HRCS Education & Training 101-173901-747025-0

(Funding for Director to attend United States Conference of Human Services Officials in Washington, D.C.)

By Councilmember Meyer

Carried Unanimously

RESOLUTION #215

**BY COUNCILMEMBER LARRY MEYER
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

Mayor and residents of greater Lansing area, congratulates the Michigan State University Hockey Team for its success during the 1998-99 Season; and

BE IT FURTHER RESOLVED that the Lansing City Council lauds the organizers for designating the MSU Hockey Team as Grand Marshals for the 10th Annual Michigan Parades into the 21st Century.

By Councilmember Meyer

Carried Unanimously

RESOLUTION #217

**BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the Mayor has appointed George L. Williams, 440 W. Street, to the Traffic Board as an At Large representative; and

WHEREAS, the Committee on Public Safety concurs with the appointment of George L. Williams;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the appointment of George L. Williams to the Traffic Board as an At Large representative for a term to expire June 30, 2003.

By Councilmember Bauer

Carried Unanimously

ORDINANCES FOR INTRODUCTION

There were no Ordinances for Introduction

ORDINANCES FOR PASSAGE

There were no Ordinances for Passage

OTHER BUSINESS

Public Comment on City Related Matters

Gordon Wilson of 2304 Midwood said that the City needs to move the Police and Community Relations Conference back up to it's original time frame. People who have come to City Hall to fill out complaint forms against police officers have been sent

to pretty strange places. We need to move the date of this conference up. Also, Councilmembers need to look into what the Chief Investigator was reprimanded about and why he cannot fulfill his obligations on the job. This person's hands are tied. Frank Curtis "X", no address given, said that something is wrong with the volume of the mike for public speakers. He asked why the City is paying a special investigator who cannot open his mouth without permission from the Mayor and the Police Board. He said that Europeans have a bad track record, and he is tired of all of the immigrants being brought into this country. They are going on the backs of the black man. They are tired of taxation without representation.

Belinda Fitzpatrick of 224 S. Holmes St. suggested that the City Attorney set up a Committee to allow people to have a hearing before they are deprived of their property. She knows a lot of law students who would be willing to serve on such a committee. People should be given this hearing, it would avoid erroneous deprivation of property. Students could hold these hearings for people before they are thrown out of their houses and before something is taken off of their property. Everyone should have an opportunity to know when a trash hauler is going to be coming to remove things from their home.

Charlene Decker of 2711 Pleasant Grove Rd. said that they are rehashing stuff that has been going on for a couple of years now. They should be specifying that revenues from towers be used to offset monies that tax payers would have to pay for the CSO Separation Project. They could also use some of the rainy day fund. The stormwater enterprise fund fee is taxation without representation. Council has had an opportunity to show honor to the people of the City, but they have chosen to sit silently while their salaries are raised. This was a poor time to sit quietly and accept a raise. They should have had the courage to face their constituents and either vote yes or no on a salary increase. This shows a lack of integrity.

Ed Simmer of 2609 Dier agreed with Councilmember Allen on the issue of the Master Lease Agreement for the Towers. It should have gone back to the Committee. Where is this money being earmarked for? Why don't they earmark it to cover the 15% increase in sewer rates to fund the CSO Separation Project? They still have not heard how safe these towers are. One of them is going in right behind the Hospital and one by Washington Park. This is going to kill someone. He demanded that he be given information about the radiation content of the towers.

Russell Terry of 121 E. Mt. Hope said that he is happy that General Motors will manufacture Cadillac cars in Lansing. He hopes that they call some of their laid-off employees back to work, and decrease the price of their vehicles to better compete with foreign auto makers. In the past thirty years GM has reduced their manpower, but they have not reduced the cost of their cars. If they are to get tax decreases on their property taxes, and that means that his property taxes group, he objects.

Christine Timmons of 335 E. St. Joseph directed Mr. Simmer to the Nuclear Radiation Commission to answer his questions about radiation from the communication towers. She said that the School System will be changed radically pretty soon. There will be a vote to repeal the amendment of the Teachers Union that would allow all children to attend whatever school they want to attend. This is fair. Everyone pays taxes. If you sent your kids to private school, part of your taxes are still going for public schools.

e. Report on Recruitment Activities

RECEIVED AND PLACED ON FILE

f. ACT-01-99; Vacation of 800 Block of S. Pine, 800 Block of S. Division and 400-1000 Block of William St.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

g. ACT-29-98; 700-708 Sheridan St. (E. Oakland Ave.)

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

h. SLU-21-98; 700-7708 E. Oakland Ave.

We need to do something about it. He cannot even write a letter to the Police Board to tell them that He is coming to one of their meetings.

This will not harm public schools, it will probably help them.

COMMITTEE REPORTS

There were no Committee Reports.

CITY OFFICERS AND REPORTS

1. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office.

RECEIVED AND PLACED ON FILE

2. Letters from the City Attorney re:

a. Petition to Strike from the Tax Roll

REFERRED TO THE COMMITTEE OF THE WHOLE

b. Billy Joe Fitfield, et al v City of Lansing, et al

REFERRED TO THE COMMITTEE OF THE WHOLE

3. Letter from Michael H. Navabi, Director of the Public Service Department submitting notice of the Promotion of Chad Gamble to the Position of Assistant City Engineer for CSO Construction.

RECEIVED AND PLACED ON FILE

4. Letters from the Mayor re:

a. Proposal for a Batter's Cage at Kircher Park

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

b. Proposal for Development of a Central Utilities Complex and District Cooling System by the Board of Water & Light

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

c. News Releases; Potter Park Zoo Spring Hours, LFD Paramedics Life Saving Techniques

RECEIVED AND PLACED ON FILE

d. Letter of Appreciation from Cathi Kiebler to LFD

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

i. Estimated and Actual Revenues and Expenditures through March 31, 1999

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides.

Carried unanimously

1. Notice from the State of Michigan Department of Consumer & Industry Services Liquor Control Commission of the filing of an application for transfer of ownership of a 1999 SDDSDM Licensed Business from L&M QuickStop, Inc. at 1701 W. Willow

REFERRED TO THE CITY CLERK

2. Z-07-99: 2726 N. Grand River Ave., Petition for Rezoning from "A" Residential and "G-2" Wholesale to "G-2" Wholesale & Commercial District filed by Central Advertising to allow them to move their parking to the rear

REFERRED TO THE MAYOR AND THE PLANNING BOARD

3. Letter from the Turner Dodge Neighborhood Organization requesting Council's Support of the Traffic Calming Request for Dwight St. and Capitol Ave.

REFERRED TO THE TRAFFIC BOARD

4. Letter from Erica Crosley appealing the decision of the Claims Review Committee with regard to his property at 228S. Foster

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

5. Letter of appreciation from John Williams of Daisy Lane Child Care & Pre School to the Lansing Fire Department

RECEIVED AND PLACED ON FILE

6. Letter from Gretchen Couraud of the Lansing Regional Chamber of Commerce submitting the Chamber's position on budget issues

RECEIVED AND PLACED ON FILE

Carried Unanimously

COUNCIL MEMBERS COMMENTS

Councilmember Allen announced a Forest View Neighborhood Association meeting on May 13, 1999, at 7:00 P.M. at the University Club.

Councilmember Leeman asked Mr. Wiener to include information about the upcoming parade in his comments.

City Attorney Smiertka reported, as requested last week, on the questions from Dr. Kouffajou. He has looked at this file. The arraignment on this and pre-trial conference date was set by Judge Cherry. There was not adjournment. The City did not have anything to do with the date that was set. This situation arose from a letter from City Attorney Perrone and a later ticket written by a Police Officer. Mr. Perrone's letter was the result of complaints from the neighborhood organization. There is a recording studio at this location. The ticket was written independently of the letter being sent. On Wednesday at the Old Forest Neighborhood Organization Meeting they talked about this problem with Dr. Kouffajou and his daughter. The Neighborhood Organization was still very concerned about this issue.

MAYOR'S EXECUTIVE ASSISTANT'S RESPONSE TO COMMENTS

Mr. Wiener said that people need to remember that the stormwater enterprise fee was eliminated. Council has been considering different forms of replacement of those funds since January. Many meetings and discussion have taken place on this issue. At the budget meeting on Saturday, they decided to provide a 15% sewer rate increase as an alternative. This is a reduction of what people would have paid in stormwater fees, plus cuts were made in the budget and they are in a position to make further reductions in budgets in coming years. Information about the budget is available and has been since it was presented to the Council in March. Three scientists stated that there is no scientific evidence that communication towers create any danger to anyone. The Parade on Saturday will start at 11:00 A.M. and run for about two hours. They

7. Notice from the State of Michigan Department of Environmental Quality of Permit #99-11-0045 issued to the Ingham County Road Commission for construction in the Floodplain of the Red Cedar River

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

8. Letter from Leola Taylor of 2421 S. Wadsworth protesting the decision of the General Services Committee with regard to the claim appeal that she filed for her property at 2023 W. Main St.

RECEIVED AND PLACED ON FILE

9. Letter from General Motors Corporation requesting that the City of Lansing establish an Industrial Development District at their Main Plant Site located South of 1496, East of Martin Luther King, Jr. Blvd., West of Townsend St. and the Grand River

REFERRED TO THE DEPARTMENT ON PLANNING AND NEIGHBORHOOD DEVELOPMENT AND THE COMMITTEE ON DEVELOPMENT AND PLANNING

10. Five (5) postcards requesting that the CSO Separation Project be funded, at least partially, through the General Fund Budget

RECEIVED AND PLACED ON FILE

MOTION OF EXCUSED ABSENCE

By Councilmember Leeman

To excuse Councilmembers Adado and Murphy from tonight's proceedings will begin at Sparrow and go down Michigan Ave. and south on Capital. The Chief Investigator works for the Board of Police Commissioners, which is the City's Citizen Review Board under the terms of the Charter and Code of Ordinances. It is the responsibility of the Board of Police Commissioners to review and oversee all citizen complaints that come into the City. The Chief Investigator is responsible to the Board.

The revenue from the Communications towers are covered by City Council Policy on infrastructure funds and revenues from park sites which require that they must be used for parks projects.

ADJOURNED 9:20 P.M.
MAMLYNN SHADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF MAY 17, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: None

The Invocation and Pledge of Allegiance were led by David Wiener, Executive Assistant to Mayor Hollister

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of May 3, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Adado:

To accept the following under suspension of the rules:

1. From Councilmember Adado; a Resolution Setting a Public Hearing in consideration of SLU-21-98, 700-708 E. Oakland
2. From Councilmember Adado: a letter from Attorneys requesting a PILOT for the Capital Commons II Limited Dividend Housing Association
3. From Councilmember Leeman; additional signatures to be included in the petition listed as item IX C-12, from Residents of Horton St. regarding the use of Parkland as a Construction Staging area
4. From Councilmember Meyer; an application for Grant Funding for the General Motors Construction Project

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE

Mayor Hollister announced that on June 7, 1999, the new City Hall security system will be installed. Residents, employees, and visitors to City Hall should be prepared to go through a metal detector when they enter the building. He announced that Tuesday, May 18, 1999, is Young Spartans Day. City Hall will host a delegation of 18 kids from Wexford Elementary School as part of a job shadowing project. On Saturday, June 19th the Potter Park Zoo will hold their Annual Rhino 5K Walk/Run. He urged everyone to participate in this event. On Saturday, June 5, 1999, He will host the Mayor's Riverwalk which begins at Potter Park Zoo and goes to the Turner Dodge Mansion. This same weekend the Be a Tourist in Your Own Town event will also take place, and on Saturday the Neighborhood Youth Parent Prevention Partnership will host an Anti-Violence Youth Day.

➤ Special Ceremonies

A. Suzy Carter of the Greater Lansing Safety Council presented Councilmembers and

C. Joe Pandey, General Manager of the Board of Water & Light, reported to

REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Councilmember Leeman announced a Meeting at Eastern High School to discuss traffic calming on the east side on May 19, 1999 at 6:30 P.M. They will discuss the recommendations of the Traffic Board for the area, which lays both north and south of Michigan Ave. in the Clemens Street area.

Councilmember Bauer announced that this Wednesday the Global Hopemakers will hold a fund raiser to help support our relationships with our Sister City, St. Petersburg Russia. Tickets to the event are \$50.00 per person, interested parties may call the City Council Office at 483-4177 for more information. Last week Councilmembers attended the 6th Annual preservation exhibit and awards reception at Impression Five Science Museum. Awards were given to Businesses and Home owners who have made efforts towards historic preservation. She thanked everyone involved in these efforts.

Councilmember Murphy announced a meeting on Tuesday, May 18, 1999 at 6:30 P.M. at the Scott House on Main St. to discuss the construction work that will be going on in connection with the General Motors Plant reconstruction.

Mayor Hollister spoke regarding the severe storm that hit Lansing just a couple of hours ago, shortly after 5:00 P.M. this evening. There are many downed trees and power lines throughout the community. He urged everyone to stay clear of them. Do not touch down wires at all, even if you do not think they are live. Rather, call the Board of Water & Light at 371-6314. They have initiated emergency operations because of what has happened with this most recent storm event. The tree damage is as severe as what we experienced a year ago with the ice storm. There is reportedly a second storm coming around 9:00 P.M. tonight. People are urged to stay home tonight. Do not go out, stay home and be safe. He asked Chief of Police Johnson to report on public safety issues linked to the storm damage.

Police Chief Johnson said that the Mayor covered the issue thoroughly, there is not much he can add. Right now, they are still trying to assess all of the damage. Another storm front is moving in. It is expected to be more severe than the one that just hit us.

Mayor Hollister with this year's Annual Police & Fire Field Day and Safety Patrol Picnic commemorative baseball cap and invited them to attend the Picnic which will take place at Frances Park.

B. Chief Johnson of LPD introduced the 1999 Class of Police Recruits who are the newly hired members of the Lansing Police Department. Ten of the Recruits graduated from L.C.C. Police Academy, One of them Graduated from the Ferris State University Police Academy, and One Graduated from MSU's Police Academy. The Lansing Police Department is becoming a very young Department. They are keeping abreast of that situation with additional training of recruits. These particular recruits have additional training to go through before they are on full time duty. It will be about 6-7 months before they will be full time police officers. He introduced Police Commissioner Lee Canady, who thanked the Councilmembers for providing this time for the recruits. This is indeed a young class, he said, but even their parents look young to him. He asked each recruit to come forward and introduce themselves to Councilmembers.

Councilmembers on the activities to clean up damage from tonight's storm. Approximately 5,000 BW&L Customers are without power at this time. There are so

many downed wires that they cannot restore service to people until all neighborhoods have been patrolled. He urged residents to treat all wires as if they are live wires. If there is a wire down near your home, or car, stay away from it and keep everyone else away from it. Nine transformer light poles are down along I-496 near Martin Luther King, Jr Blvd. and Townsend. I-496 is closed in both directions and will remain so for some time to come. They anticipate being able to get about 4,800 people back in power by midnight tonight. People who have trees down on their property cannot have power restored until the trees have been removed. Their crews will be working all night to restore power.

Councilmember Leeman asked if I-496 is closed. Mr. Pandey repeated that it is closed and traffic is being re-routed.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

1. In consideration of Application for an Industrial Development District filed by General Motors Corporation at their Plant One site

There were no speakers for this Public Hearing

REFERRED TO THE COMMITTEE OF THE WHOLE

Kelly Proper of 111 E. Cavanaugh criticized everyone on the Council, with the exception of Councilmembers Adado and Beal. Councilmembers were not hired to control the spending of the tax payers of this City, they were hired to control the spending of City Government. They should have made the cuts necessary to protect the people of the City who do not even make as much money as Councilmembers get paid for their parttime jobs. People on social security cannot afford to pay these fees. She asked when Councilmembers lose their American pride and values. When did they decide that the people of Lansing had to live under the flag of surrender?

Alexander Bolt of 1230 Reo Rd. agreed with the comments made by the previous speaker. The new 15% increase in sewer rates will cost the typical water user \$12.66 more per year. He criticized the sewage rate comparison table that the Administration has put out, because, as far as he knows you cannot break a ccf down to less than one unit. Therefore the statistics provided on the use per typical senior citizens of 1.5 and use per average system user of 6.5 are incorrect. If a ccf cannot be broken down into less than one unit then the increase to a typical senior citizen will be \$20.40 not \$12.66 as shown, and the average user increase will be \$44.90 rather than the \$34.80 that is shown. This increase is out of line. It affects the low end user, which is the senior citizen on a social security income, and others on fixed incomes. Why is it set up so that the user who uses 15 ccf gets a break rather than the low end user? There was a \$4,700,000 increase in City revenues last year. This could have paid for the CSO Project, if the Council and Administration had seen fit to hold the line on spending within departments.

Gordon Wilson of 2304 Midwood said that for a city the size of Lansing, this budget is out of hand. The City should be going after federal funds to help finance police officer positions. He complained that during the budget considerations Mr. Wiener was explaining something, but he could not be heard by the listening audience because of background noise from side conversations that were taking place among councilmembers.

LEGISLATIVE MATTERS
RESOLUTIONS

RESOLUTION #218
BY COUNCILMEMBERS ANDY ALLEN
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Ordinance #888 adopted July 11, 1994, allows for the disposition of bicycles which are deemed surplus by the Lansing Police Department; and

2. In consideration of an Application for Amendment to Industrial Facilities Exemption Certificate IFT-0198 for Quality Dairy Company at their 1335 Diamond Reo Way Location

There were no speakers for this Public Hearing

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

3. In consideration of an Application for Industrial Development District filed by BioPort Corporation at 3500 N. Martin Luther King, Jr. Blvd.

There were no speakers for this Public Hearing

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

➤ Public Comment on Legislative Matters:

Sarah & Chantal Laurens of 429 Kipling Blvd. asked that funding be provided to replace the playground equipment at Foster Community Center. The old equipment has been removed and they are concerned that it will not be replaced with new equipment. There are many daycare centers in the area whose kids use this equipment, as well as residents. This is a nice place to be able to come and play, because it is within walking and bike riding distance. Additionally, they have great day camps there.

WHEREAS, by subsequent resolution the City Council defined the procedure for disposing of these bicycles to nonprofit agencies within the City; and

WHEREAS, the City Council has received requests from additional non-profit agencies, and has also received lists from the Quartermaster Unit identifying surplus bicycles,

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby approves the distribution of bicycles deemed surplus by the Quartermaster Unit of the Lansing Police Department in the communication dated May 10, 1999, to Volunteers of America; and

BE IT FURTHER RESOLVED any bicycles from this list that are not picked up by the eligible nonprofit agencies by May 28, 1999, may be disposed of by the Quartermaster in a manner consistent with State law and the City of Lansing Purchasing Ordinance.

By Councilmember Allen

Carried Unanimously

RESOLUTION #219
BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has appointed Terry Terry, 1217 Turner Street, to the Principal Shopping District; and

WHEREAS, the Committee on Public Services concurs with the appointment of Terry Terry;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the appointment of Terry Terry to the Principal Shopping District for a term to expire June 30, 2003.

By Councilmember Beal

Carried Unanimously

RESOLUTION #220
BY THE COMMITTEE ON PUBLIC SERVICES

MAY 17, 1999

COUNCIL PROCEEDINGS

RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
PUBLIC IMPROVEMENT I

WHEREAS, the Public Service Department has established the need for construction of sidewalk on Grand River Avenue from the Grand River bridge to Cedar Street; and

WHEREAS, this area is part of the City's revitalized Old Town; and

WHEREAS, the City's public share can be paid from the FY2000 Sidewalk Fund if transportation enhancement funding is not received; and

WHEREAS, the City Council has determined that this proposed public improvement will benefit especially properties in the vicinity of the work to be done and that a benefit district pursuant to Chapter 1026 of the Lansing Code of Ordinances should be established to be specially assessed for the public improvement

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby determines it to be of a public necessity to construct the following public improvements: sidewalk on Grand River Avenue from the Grand River bridge to Cedar Street; and

BE IT FURTHER RESOLVED that the cost of these improvements is to be financed by special assessments to the benefited property owners, and that the City's public share of the project shall be paid from the FY2000 Sidewalk Fund if Transportation Enhancement Funds are not received; and

BE IT FINALLY RESOLVED that the Department of Public Service is hereby authorized to prepare necessary plans and specifications for these improvements, obtain the necessary easements for construction, and to determine the cost of said project in sufficient detail to establish the special assessment district and the applicable assessment to the properties in the district, and to furnish said information to the Mayor and City Council.

By Councilmember Beal

Carried Unanimously

RESOLUTION #221
BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
PUBLIC IMPROVEMENT 1/11

WHEREAS, Chapter 1024.03 of the Code of Ordinances recognizes that the repair and reconstruction of public sidewalk is a necessity, and

WHEREAS, the Council is in the process of determining whether it is a matter of public necessity to repair sidewalk in front of and adjacent to the properties described below,

PROPERTIES BENEFITTED: The area bounded by Grand River Avenue, Tecumseh River Road, and Edgebrook Drive, including the south side of Grand River Avenue from Delta River Drive to Tecumseh River Road and Tecumseh River Road from Edgebrook Drive to the Reynolds Drain; the area bounded by Willow Street, Pine Street, Saginaw Street, and Martin Luther King Jr. Boulevard; the area bounded by Holly Way, Revere Place, Peggy Place, Quincy Lane, Boston Boulevard, and Pleasant NOW, THEREFORE, BE IT RESOLVED the Lansing City Council approves amending the Five Year Parks and Recreation Master Plan Project list to include skateboarding facilities, inline skating facilities, a BMX track and other related sports facilities and adopts the Parks and Recreation Master Plan as amended.

By Councilmember Beal

To place an affirmative roll on the resolution

By Councilmember Murphy

WHEREAS, the street is scheduled to be resurfaced in 1999 as part of the Northeast Sanitary Interceptor CSO contract, P.S. 27059, and the sidewalk repair project could be coordinated with the CSO Project to minimize construction disruptions to the Old Town business district; and

WHEREAS, an application for Transportation Enhancement Funds has been submitted to MDOT for consideration; and

Grove Road. Excepting all public streets and alleys and other land deemed not benefited.

And that the construction of these improvements known as 1999A SIDEWALK REPAIR CONTRACT, P.S. 01051, may be ordered.

NOW, THEREFORE, BE IT RESOLVED that the Finance Director be directed to advertise and let for bid, the specifications for said project as submitted by the Department of Public Service.

BE IT FURTHER RESOLVED that the cost of these improvements is to be financed by special assessment to the benefited property owners, if the project is constructed, and the City's share of the project shall be paid from FY2000 Sidewalk Repair Funds.

BE IT FINALLY RESOLVED that the City Assessor be, and is directed to prepare the information for a special assessment installment roll based on contract prices and other related costs of construction, against said described lands in accordance with Chapter 1024.07 of the Code of Ordinances, and return same to the City Council.

By Councilmember Beal

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

NAYS: 1 (Councilmember Allen dissenting)

RESOLUTION #222
BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, on April 3, 1995 the City Council adopted the Five Year Parks and Recreation Master Plan; and

WHEREAS, the Plan contained the Capital Improvement Schedule of proposed projects for 1995-2000; and

WHEREAS, projects must be on the Capital Improvement Schedule to be eligible for grants; and

WHEREAS, it is desired to pursue the following projects:

- Skateboarding facility
- Inline skating park
- BMX track and other related sports facilities

To amend the resolution by adding an indoor roller skating facility to the list of projects to be pursued

MOTION DEFEATED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Murphy and Benavides

NAYS: Councilmembers Adado, Allen, Bauer, Beal, Leeman, Meyer

COUNCILMEMBER BEAL'S MAIN MOTION WAS ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

NAYS: 1 (Councilmember Murphy dissenting)

RESOLUTION #223
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the City Council has devoted considerable time toward reviewing the Mayor's FY 1999-2000 budget recommendations; and

WHEREAS, the proposed budget provides for a reduction in the City's operating property tax levy from 15.04 mills to 14.90 mills; and

WHEREAS, the City Council has determined that in lieu of a revised stormwater fee as proposed by the Mayor, certain changes and reductions can be made within the budget to provide sufficient funding for the next phase of the Combined Sewer Overflow project and catch basin cleaning and street sweeping; and

WHEREAS, the City Council has determined that the increase in Sewage rates necessary to absorb the capital maintenance portion of the Combined Sewer Overflow project within the Sewage funds can be limited to 1% rather than the 24.5% proposed by the Mayor, providing that certain policies for the expenditure of funds are put into place;

NOW THEREFORE BE IT RESOLVED that the City operating property tax levy be established at 14.90 mills and the City debt service levy be established at 2.06 mills.

BE IT FURTHER RESOLVED that the Mayor's Recommended Budget be adopted with the following amendments for which the administration shall make changes in budget detail:

I. GENERAL FUND REVENUE no change.

II. GENERAL FUND EXPENDITURES

1. General Administration Personnel is reduced by \$200,000.

(This reflects an increase in the vacancy factor.)

2. General Administration Operating Costs are reduced by \$560,000.

(This reflects a reduction in stormwater utilities of \$470,000.)

1. Estimated revenues within the Sewage Fund are reduced by \$1,514,800 representing a 10% increase in Sewage rates attributable to assumption of the Capital maintenance portion of the CSO program and a 5% increase resulting from operational cost increases. This reflects recognition of a \$250,000 revenue offset from SRF reimbursement of design costs. The rate of increase in sewage charges is estimated to be no more than 5% over the succeeding two fiscal years. Bonding may be considered to

(This reflects a reduction in Circuit Court steam and electric of \$70,000.)

(This reflects a reduction on parking subsidy costs of \$20,000)

3. The Operating Transfer to the Infrastructure Fund (410) is increased by \$760,000.

(This reflects additional funding for roads of \$370,000 previously recommended in Act 51 Funds.)

(This reflects funding of \$390,000 for City Share of Storm Sewers previously recommended within the Stormwater Fund.)

4. The City Council budget is revised to reflect reductions of \$250 in Citywide Council person's office holder accounts and increase of \$250 in Ward Council person's office holder accounts.

5. The City Council memo detail account for Promotions, within Operating Costs, is retitled "Promotions/Citizen Survey".

6. General Administration Personnel Costs are reduced by \$2,260, representing City Council Education and Training. City Council Operating Costs are reduced by \$4,750

(representing Miscellaneous and Operating Expenses, \$2,250 and Repair and Maintenance, \$2,500). City Council Equipment is reduced by \$2,500. These amounts are transferred to City Council Personnel Costs (representing Salaries).

III. NON-GENERAL FUND REVENUES

level the costs of capital improvement needs to meet this objective.

2. Estimated revenue within the Recycling Fund is reduced by \$193,000 representing continuation of the \$5.00 rebate on the \$55.00 Recycling Fee. Estimated Revenue is further reduced by \$80,000 from Sale of Recycled materials pending determination on purchase of a bailer. Net amounts from all changes in the Recycling Fund are assumed to be reduced from Fund balance.

3. Estimated Revenue within the Infrastructure Fund (410) is increased by \$760,000, representing an increase in the General Fund Operating Transfer.

4. Estimated Revenue within the Stormwater Fund is eliminated for FY 2000.

IV. NON-GENERAL FUND EXPENDITURES

E. Expenditures proposed with the Stormwater Fund for Street Sweeping and Catchbasin cleaning totaling \$460,000 are transferred to the Act 51 Major Streets Fund budget. Expenditures of \$840,000 are transferred to the Act 51 Local Streets Fund budget.

E. Proposed Debt Service of \$127,600 within the Recycling Fund for purchase of a bailer is eliminated.

F. Proposed funding for Operating Costs of \$79,500 and proposed Equipment of \$2,000 for additional promotional activity within the Recycling Fund is eliminated.

G. The Infrastructure Fund appropriation for road maintenance is increased by \$370,000.

H. Funding for a reinstated road maintenance crew totaling \$223,596 within Act 51 Major Streets and \$191,552 within Act 51 Local Streets is reduced to \$111,800 within Act 51 Major Streets and \$95,800 within Act 51 Local Streets representing funding for one fiscal quarter rather than two fiscal quarters.

I. Funding for major road maintenance within Act 51 Major Streets is reduced by \$350,000, and funding for road maintenance within Act 51 Local Streets is reduced by \$770,000 for a total Act 51 reduction of \$1,120,000. Net adjustments from all changes are authorized to the amounts added to or taken from respective fund

balances. These changes incorporate a revision to the ongoing road maintenance plan to extend it to eight years (\$750,000) and an additional General Fund contribution to roads (\$370,000).

J. Within the Park Millage Fund (412), the recommended funding for a Skating/BMX facility of \$100,000 is revised to provide for non-site specific "seed money" for a skating facility of \$56,000. Remaining funds from Boys and Girls Club funding Parks Millage funding is appropriated to the millage contingency. The Parks and Recreation Director is requested to make recommendations for use of these funds in accordance with the Department's and the Parks Board's priorities, allocating funds among the four wards in as equal a manner as is possible.

K. FY 2000 Sewage Fund non-C.S.O. capital requirements are budgeted at \$3,160,000, saving \$250,000. Model assumptions within the Sewage Fund are revised to provide for an increase in estimated residuals within Personnel and Operating Costs of \$400,000 based upon historical experience. Expenditures are limited to no more than the resulting levels, unless otherwise modified by the City Council. For budgetary purposes only, the resulting difference in revenue versus expenditures shall be shown as coming from the Fund Balance to provide necessary display of a legal balanced budget. Model assumptions for non-C.S.O. capital expenditures, including equipment, are limited to \$3,500,000 annually adjusted for inflation, and the estimate for \$400,000 in operational cost savings continues in future years. Rate model assumptions shall be reviewed on an annual basis.

I. Funding for the City Share of Storm Sewers is provided at \$390,000.

V. POLICY ACTIONS

- A. The administration shall work with the Board of Water and Light to develop language for inclusion in the Board of Water and Light bills explaining that sewer rates partially fund separation of combined sewers to improve water quality and clean rivers. Space should also be allocated in
- C. The following policy language changes to those included on the page I-17 and I-18 of the Mayor's Recommended Budget are incorporated in the budget as adopted;

(1) Encumbrances

Strike the period and add: "except that non capital project encumbrances which are more than 14 months old shall require Council approval. Capital Project encumbrance which are more than 26 months old shall also require Council approval."

(3) Fees:

A sewage rate increase of 15% is included in the Budget. (Strike balance of Sewage Fund language.)

(9) Recycling:

(Strike in entirety.)

- (14) Change references to "414" rather than "214" funds. Add the following sentence; "This authority is inclusive of reappropriation of residual funds to support the design phase of succeeding project segments."

VI. REFERRALS

- A. The matter of providing additional resources for the City Clerk to assist local groups in increasing turnout in local elections is referred to the Ways and Means Committee.
- B. The matter of operations of the City's Recycling program, inclusive of rates,

accompanying newsletters explaining this use of funds.

- B. The City Council continues to endorse a Southside Community Center, pending determination on the availability of the Armory Facility at Washington Park.

purchase of a bailer, additional promotion, private sector interaction, etc., is referred to the Ways and Means Committee.

- C. The matter of a northwest Branch Library is referred to the Committee on Intergovernmental Relations.

- D. The matter of allocations of funding from the Cable Franchise Fee is referred to the General Services Committee.

VII. TECHNICAL CHANGES:

- A. Page II-28 (PSD) change PSD Revenue to \$471,626

Include language that this reflects use of \$8,170 from fund balance.

- B. Page III-5 (Audit)-correct position summary as follows:

Increase 1 Exempt position

Decrease 1 Executive position

- C. Page III-14 (Clerk)-correct position summary as follows:

Increase 1 Exempt position

Decrease 1 Teamster 580 position

- D. CDBG/HOME Page III-21, FY 2000 Budgetary Changes, Second Paragraph: Revise first sentence as follows:

"The budget includes \$795,000, \$300,000 of which is CDBG Program Income, for building rehabilitation with an additional \$150,000 from program income for acquisition and relocation, plus \$140,000 for weatherization loans and \$60,000 for

historic preservation."

CDBG HOME Page III-22, FY 2000
Budgetary Changes, Second Paragraph:
 Revise as follows:

"The budget includes \$852,650 for building rehabilitation plus an additional \$75,000 for down payment assistance for up to 25 first time home buyers, and \$100,000 for construction of 4 new housing units."

E. Page III-34 Correct Mayor's Recommended to read:

Capital Items, \$689,224. Correct total to read \$6,104,110.

(Item does not change budget total, as shown on memo detail and summary pages.)

Correct position summary:

Decrease 1 Teamster 580 position

Increase 1 UAW position

F. Page III-40 (General Administration)
 Reduce Operating Expenses-\$15,000 (Rents)
Page III-73 (Community Supported Agencies) Increase Operating Expenses-\$15,000 (CLASS)

Revenues:

Sewage Fund \$24,175,600

Recycling Fund \$2,203,923

Infrastructure Fund \$5,469,670

Potter Park Zoo Fund \$1,649,145

Cemetery Fund \$508,230

Stormwater Fund \$0

Sewage Fund \$24,425,600

By Councilmember Bauer

To accept a substitute resolution for the original contained in the Council Packet

Carried Unanimously

By Councilmember Leeman

To divide the question to separate the human services budget from remaining budget items, and to allow for the recusal of Councilmembers Allen,

G. Page III-42 Correct position summary:
 Decrease 1 FOP Non-supervisory position
 Increase 1 FOP Supervisory position

H. Revise Page IV-2 (Capital Projects)
 Increase Sources (Estimated Revenue)
 \$6,200 (Building use equipment fees.)
 Revise Page IV-3
 Increase Uses- \$6,200 (Parks and Recreation Bldg. Use Equipment)

I. Revise Summary Pages expenditure and revenue summaries and line items to reflect corrections and above changes in memo detail as follows:

Expenditures:

Federal Home program-\$1,209,000

Potter Park Zoo-\$1,898,457

Municipal Cemetery Fund \$724,783

District Court Memo Fund \$3,706,775

Infrastructure Fund \$6,234,670

Stormwater Fund \$0

Act 51 Major Streets \$8,822,770

Act 51 Local Streets \$4,285,242

Sewage Fund \$29,518,980

Benavides and Murphy from the vote on the human services items, specifically providing for the recusal of Councilmember Allen with regard to the Riverwalk Theatre budget items; providing for the recusal of Councilmember Benavides with regard to Cristo Rey Community Center budget items; and providing for the recusal of Councilmember Murphy with regard to St. Stephens budget items

Carried Unanimously

By Councilmember Adado

To remove the Cristo Rey Community Center items from the Human Services Budget and to recuse Councilmember Benavides from voting on these Human Services budget items because of His affiliation with Cristo Rey Community Center

Carried Unanimously, Councilmember

Benavides abstaining

By Councilmember Meyer

To approve the Cristo Rey Community Center items from the Human Services Budget

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 5

NAYS: 2 (Councilmembers Adado and Beal dissenting)

ABSTAIN: Councilmember Benavides

By Councilmember Adado

To remove the St. Stephens Community Church items from the Human Services Budget and to recuse Councilmember Murphy from voting on these Human Services budget items because of His affiliation with St. Stephens Community Church

Carried Unanimously, Councilmember Murphy abstaining

By Councilmember Leeman

To approve the St. Stephens Community Church items of the Human Services Budget

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 5

NAYS: 2 (Councilmember Adado and Beal dissenting)

ABSTAIN: Councilmember Murphy

WHEREAS, the applicant, the Department of Planning and Neighborhood Development, has requested the vacation of the 800 block of S. Pine Street, the 800 block of S. Division Street and the 400-1000 blocks of William Street to provide

By Councilmember Murphy

To remove the Council for the Arts and Riverwalk Theatre items from the Human Services Budget and to recuse Councilmember Allen from voting on these Human Services budget items because of Her association with the Council for the Arts and Riverwalk Theatre,

Carried Unanimously, Councilmember Allen abstaining

By Councilmember Murphy

To approve the Riverwalk Theatre items of the Human Services Budget

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 5

NAYS: 2 (Councilmembers Adado and Beal dissenting)

ABSTAIN: Councilmember Allen

By Councilmember Leeman

To approve the remaining items in the budget

YEAS: Councilmembers Allen, Bauer, Benavides, Leeman, Meyer, Murphy

NAYS: Councilmembers Adado, Beal

RESOLUTION # 224

BY THE COMMITTEE OF THE WHOLE ACT-1-99

Vacation of the 800 block of S. Pine Street, the 800 block of S. Division Street and the 400-1000 blocks of William Street

more flexibility in the redevelopment of the General Motors Main Plant industrial site, and

WHEREAS, an ACT 285 review was completed by staff evaluating the character, location and

extent of this proposal on general development and circulation patterns in the city, and

WHEREAS, the Planning Board held a public hearing on April 20, 1999 at which time no one spoke to this subject, and

WHEREAS, the Planning Board at its May 4, 1999 meeting, acted unanimously (7-0) to recommend approval of the ACT-1-99 vacations, subject to the retention of a utility easement over the North half of the west 510 feet of William Street (directly east of Dr. Martin Luther King, Jr. Blvd.), and

WHEREAS, the Lansing City Council on May 10, 1999, held a public hearing regarding the vacation of these streets- and

WHEREAS, the Committee of the Whole has reviewed the report of the Planning Board and concurs therein with the additional retention of the utility easement within the entire width of the west 510 feet of William Street;

NOW THEREFORE BE IT RESOLVED that the Lansing City Council hereby approves ACT-1-99, the vacation of the 800 block of S. Pine Street; the 800 Block of S. Division Street; and the 400-1000 blocks of William Street, each more particularly described as:

All that part of Pine Street lying south of the south ROW line of W. Main Street and north of the north ROW line of William Street, between the west line of Block 180 and the east line of Block 181 of the Original Plat, City of Lansing, Ingham County, Michigan;

and also,

All that part of Division Street lying south of the south ROW line of W. Main Street and north of the north ROW line of William Street, between the west line of Block 182, Original Plat and the east line of Block 1, Morrison's Plat, City of

Lansing, Ingham County, Michigan;

and also,

All that part of William Street lying west of the west ROW line of S. Walnut Street to the east ROW line of Division Street situated in the Original Plat, together with the portion of William Street west of the west line of the Original Plat, extending to the east ROW line of northbound Dr. Martin Luther King, Jr. Boulevard, being situated in the Plat of Morrison's Subdivision and Assessor's Plat No. 3, of Section 20, T4N, R2W, City of Lansing, Ingham County, Michigan

But reserving, however, unto the City of Lansing an easement under, across, above and within the west 510 feet of the portion of William Street as described above, for utility purposes, including the right of ingress and egress at all times for public or private utility agents and employees to use the vacated street, or so much of it as may be necessary for the installation, maintenance, repair or removal of utilities.

BE IT FURTHER RESOLVED that the City Clerk, within 30 days hereafter, shall forward certifies copies of this resolution to the Ingham County Register of Deeds for recording and upon return, transmit of copy of the recorded resolution to the Michigan Department of Consumers and Industry Services, Subdivision Control Unit, and to the Planning and Assessor's Offices.

BE IT FINALLY RESOLVED that the Mayor, on behalf of the City, is authorized to sign and execute any documents necessary to complete the street vacations described in this resolution, subject to their prior approval as to form by the City Attorney.

By Councilmember Bauer

Carried Unanimously

RESOLUTION #225

BY THE COMMITTEE OF THE WHOLE

**RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the City of Lansing received and filed a request from General Motors Corporation to establish a Lansing Industrial Development District (IDD-2-99), pursuant to Public Act 198 of 1974, as amended, on property located within the GM Main Plant site and generally south of Interstate 496, west of Townsend Street and the Grand River, north of the railroad tracks, and east of Division Street and the line of its extension; and also south of Interstate 496, west of Division Street;

WHEREAS, General Motors Corporation has met all the requirements for the establishment of an Industrial Development District as required by Public Act 198 of 1974, as amended, and by the policies of this Council;

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Lansing hereby approves the request and establishes an Industrial Development District (IDD-2-99) on the following described property:

"Beginning at the Northeast corner of Block 179, of the Original Plat of the Town of Michigan, now City of Lansing, recorded in Liber 2 of Plats, Pages 36, 37 and 38, Ingham County Records, hereinafter referred to as the Original Plat of the City of Lansing, Ingham County, Michigan; thence along the West right of way line of Walnut Street, as platted in said Original Plat SOO O'12'42"E 761.11 feet to the Southeast corner of Block 186 of said Plat; thence along the North right of way line of Olds Avenue N89 O'23'42"E 412.50 feet to the Southeast corner of Block 187 of said Plat; thence along the West right of way line of Townsend Street SOO O'41'15"E 560.18 feet to the South right of way line of Elm Street, said line also being the North line of Block 2, Ann Barnes Addition to the City of Lansing, recorded in Liber 3 of Plats, Page 10, Ingham County Records; thence N89 O'52'46"E

Street, north of Williams Street and east of Martin Luther King Jr. Boulevard, Lansing, Michigan, more fully described in this resolution; and

WHEREAS, a public hearing on the proposed establishment of an Industrial Development District (IDD-2-99) was held on this 17th day of May, 1999, at which time all interested persons, residents and taxpayers have had an opportunity to appear and be heard and make any objection they may have to the proposed District; and

87.78 feet to the Northeast corner of said Block 2; thence SOO O'41'20"E 41.25 feet along the East line of said Block; thence continuing along the South line of Elm Street N89 O'52'46"E 323.75 feet; thence along the Westerly bank of the Grand River the following three courses, S09 O'03'51"W 358.42 feet; thence S05 O'15'11"E 281.82 feet; thence SOI O'06'21"E 203.92 feet to the Northerly right of way line of the Grand Trunk Western Rail Road; thence along said right of way line S89 O'14'12"W 1039.08 feet; thence along the East face of the East wall line of Building 52 and its Southerly projection NOO O'23'45"W 236.54 feet; thence along the North face of the North wall line of Building 52 S89 O'35'10"W 308.43 feet; thence along the East face of the East wall line of Building 56 N00 O'32'37"W 173.99 feet; thence along the North face of the North wall line of Building 56 S89 O'31'08"W 247.87 feet; thence along the East face of the East wall line of Building 34 and its Northerly projection NOO O'32'22"W 576.59 feet to the Easterly projection of the South line of Block 192 of said Original Plat of the City of Lansing; thence along said South line and the South line of Block 193 and its Westerly projection S89 O'37'25"W 647.26 feet to the Southerly projection of the East line of Blocks 1 and 2 of Morrison's Subdivision, recorded in Liber 35 of Plats, Page 582, Ingham County

Records; thence along said Eastline NOO 031'23"W 808.50 feet to the Northeast corner of Block 2 of Morrison's Subdivision; thence along the North line of said Block 2 being the South right of way line of Williams Street and the South right of way line of Williams Street as platted in Assessor's Plat No. 3 of the City of Lansing, recorded in Liber 10 of Plats, Page 11, Ingham County Records, S89 008'40"W 699.10 feet; thence NOO 025'33"W 412.50 feet to the South right of way line of Main Street as platted in said Assessor's Plat No. 3; thence along said South right of way line and the South right of way line of Main Street as platted in said Morrison's Subdivision N89 008'40"E 765.60 feet to the Northwest corner of Block 182 of said Original Plat of the City of Lansing; thence continuing along the South right of way line of Main Street N89 037'25"E 1389.09 feet to the point of beginning, containing 3,596,509 square feet of land, more or less, being 82.5645 acres, more or less."

BE IT FINALLY RESOLVED, this Resolution shall not be construed as the City Council's approval of any future IFT certificate application of General Motors Corporation or any other

ORDINANCES FOR PASSAGE

There were no Ordinances for Passage

CHECK BUSINESS

Public Comment on City Related Matters

Mujahid Abdul-Hameed of 4117 Woodcreek Lane invited Councilmembers to attend the send off of the 4-day Wagon Train Field Trip from Dwight Rich Middle School. The kick-off of this event will be held on May 20, 1999 at 11:30 A.M. on the Capital Lawn. They will spend a night at the Ingham County Fairgrounds, and Councilmembers are invited to visit them there as well.

Terry Marris of 201 N. Walnut said that there will be another rally at the Melling Forging Plant on May 25th from 2:00 P.M. to 5:00 P.M. They would like to thank everyone who has helped them this year. Anyone with questions may call UAW Local 724 at 482-7377. Maps to the site are available. He urged everyone to attend this rally.

Clyde Smith of 2244 Tecumseh River Dr. said that he is a member of "The Friends of the LPD." On May 11, 1999, they had an awards and recognition program. They

applicant.

By Councilmember Bauer

Carried Unanimously

RESOLUTION #226

BY COUNCILMEMBER ADADO RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for June 1, 1999, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the proposed Special Land Use permit, SLU-21-98, 700-708 E. Oakland, Residential in "I" Heavy Industrial District.

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 8

NAYS: 0

ABSENT: 0

ORDINANCES FOR INTRODUCTION

There were no Ordinances for Introduction

awarded thirteen (13) citations of honor. This was a very moving ceremony. He was disappointed that there were no Councilmembers present. He urged Councilmembers to attend next year. He is sorry to hear that Councilmember Beal will not seek reelection. He likes her because she speaks her mind and follows her heart. He suggested that she run for the school board. He reported that his neighborhood is still experiencing the same problems with the park near his house. People are bringing trailers full of trash to dump in the park.

Belinda Fitzpatrick of 224 S. Holmes stated her objections to the tall grass and weed ordinance. She spoke regarding the need for educational programs about native plants.

Gordon Wilson of 2304 Midwood said that Councilmember Adado should not have apologized for the fighting he did on the budget. He inquired as to the status of the fireworks ordinance. He complimented City Clerk, Marilyn Slade for the quality of the employees on her staff, who are always cheerful and smiling and willing to help.

Ed Simmer of 2609 Dier said that he is sad that Councilmember Beal will not run for reelection. He thanked her, on behalf of everyone in Lansing, for being a watchdog on the early retirement program that was put through in 1992. She was the lone dissenting vote on this resolution, and caught the scam. Later she performed the same type of service with regard to the stormwater enterprise fund fee. Her service to the City has been extraordinary. He said that he will insist that the candidates hold

MAY 17, 1999

COUNCIL PROCEEDINGS

debates this year. They should be held in City Council Chambers and broadcast on Channel 12. The public wants all of the rubber-stamp councilmembers to be replaced.

Kelly Proper of 111 E. Cavanaugh said that she believes that her family will move out of the City within the next 3-4 years. This is why she did not run for a Council seat.

Chrisine Timmon of 335 E. St. Joseph called the public nuisance ordinance extortion. She wants this code repealed. These fines should be brought within constitutional levels.

Charlene Decker of 2711 Pleasant Grove complained that Mayor Hollister left the meeting early. He should be here to hear all of the comments by the public. She reported that she got a copy of the budget book. She went through part of it today. She agrees that the Council should have slowed down the adoption process. She thanked Councilmember Deal for her dissension on Council for the past several years. The reason the rain fee turned into such a boondoggle is because they did not let residents vote on it. She wants to see a provision added to the City Charter that would require all police officers who work for the City to live in the City.

COMMITTEE REPORTS

There were no Committee Reports

d. Request for Waiver of the Noise Ordinance from Diversified Mechanical Services for Construction at the G. Mennen Williams Building at 525 W. Ottawa

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

e. Appointment of Stuart M. Wilson of 2308 Groesbeck Ave to the Capital Area District Library Board for a Term to Expire June 30, 2003

REFERRED TO THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS

f. Appointment of Paul Novak of 1132 S. Genesee to the Human Relations and Community Services Board for a Term to Expire June 30, 2003

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

g. Letter of Appreciation from Wendy McCormick of the March of Dimes Walk America Event to David Wiener

RECEIVED AND PLACED ON FILE

h. Request for appropriation of Community Promotions Funds from the Michigan State Building Trades All Trades Softball Tournament

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

i. Request for Appropriation of Community Promotions Funds from Catholic Social Services/St. Vincent Home

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

j. North Network Center Newsletter

RECEIVED AND PLACED ON FILE

k. Eastside Newsletter

RECEIVED AND PLACED ON FILE

l. Press Releases re: LPD Survey of Traffic Stops, Potter Park Zoo, Dewit: Twp. Police Vehicle Replacement

RECEIVED AND PLACED ON FILE

COMMUNICATIONS & PETITIONS

CITY OFFICER & BOARD REPORTS

1. Letters from the Mayor re:

a. Update on the North Side Police Precinct (Prudden Building)

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY, THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

b. Grant Application; Center for Michigan's Renaissance Program for the General Motors Corporation Manufacturing Facility on Townsend St.

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

c. Grant Application; State of Michigan Department of Environmental Quality Site Reclamation Program for the General Motors Corporation Manufacturing Facility on Townsend St.

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. Letter from Attorneys on behalf of the Fraternal Order of Police #141 regarding the use of Non-Certified, Unarmed Private Security Guards at Access Intervals to City Hall in connection with the City Hall Security Policy

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY (INFORMATION PURPOSES ONLY)

2. Letter from the Fire Chief of the City of E. Lansing thanking the Lansing Fire Department for their assistance in the aftermath of the East Lansing Riot

RECEIVED AND PLACED ON FILE

3. Notice of rate increases for Cable Services from Media One

REFERRED TO THE CABLE AND TELECOMMUNICATIONS ADVISORY BOARD

4. Request for recognition of Non-Profit Status from the Michigan Community Action Agency Association (They request expedited action as their event is planned for June 13, 1999)

REFERRED TO THE CITY ATTORNEY

5. Letter from Valu Tec, Inc. on behalf of Jet Engineering, Inc. requesting establishment of an Industrial Development District at Lot 1 Jet Place, Lot 2 Jet Place and Lot 6 Jet Place

REFERRED TO THE ECONOMIC DEVELOPMENT CORPORATION

6. Petition from the Hosmer Neighborhood Association containing 17 Signatures requesting that the Alleyway between Bement/Heald and Larned St. be blocked off with a barrier because of problems due to drug sales, prostitution, thefts and speeding cars

REFERRED TO THE MAYOR, THE TRAFFIC BOARD, AND THE PUBLIC SAFETY COMMITTEE

MAY 17, 1999

COUNCIL PROCEEDINGS

7. Letter from the State of Michigan Department of Consumer & Industry Services providing notice of their receipt of a Certified Copy of the City of Lansing's Adoption of the National Electrical Code

RECEIVED AND PLACED ON FILE

9. Letter from the National League of Cities submitting a notice of Membership Dues due and payable in the amount of \$7,068.00

REFERRED TO THE FINANCE DEPARTMENT

10. Letter from the Tri-County Regional Planning Commission requesting completion by June 1, 1999, of an Update to the Regional Travel Forecasting Model used to Evaluate Roadway Deficiencies and Alternative Solutions

REFERRED TO THE DEPARTMENT ON PLANNING AND NEIGHBORHOOD DEVELOPMENT AND THE TRAFFIC ENGINEER

11. Letter from Gladys Gilson of 223 W. Barnes Ave. requesting continued funding for parking arrangements for RSVP Volunteers that Staff the City Hall Information Desk in the Lobby

RECEIVED AND PLACED ON FILE

12. Petition containing 28 Signatures of Residents in the area of Horton Street protesting the use of Parkland as a Construction Staging Area and Storage Area

REFERRED TO THE MAYOR AND THE PUBLIC SERVICE COMMITTEE

13. Letter from Cheryl Campbell of 618 Dunlap St. protesting the use of Parks Property for the placement of Communications Towers

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

14. Two postcards requesting that the CSO Separation Project be funded, at least partially, through the General Fund Budget

RECEIVED AND PLACED ON FILE

15. Suspension item from Councilmember Adair: a letter from Attorneys requesting a PILOT for the Capital Commons II Limited Dividend Housing Association

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

16. Suspension item from Councilmember Leeman; additional signatures to be included in the petition listed as item IX C-12, from Residents of Horton St. regarding the use of Parkland as a Construction Staging area

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

MAYOR'S EXECUTIVE ASSISTANT'S
RESPONSE TO COMMENTS

Mr. Wiener thanked everyone who participated in the budget process. The budget staff, the council staff, and the members of the public. This is an ongoing process that begins in October and takes 9 months to complete. It feels like having a baby. They are always debating priorities and trying to please the citizens. We all face big challenges in the next year, everyone knows that.

COUNCILMEMBER ALLEN LEFT THIS MEETING OF THE LANSING CITY COUNCIL AT 9:00 P.M. AND WAS EXCUSED BY PRESIDENT BENAVIDES

Mr. Wiener announced an Ice Cream Social this Friday Night at the South Side Police Precinct. He reported receiving an update at 9:00 from Chief Martin at the Emergency Center, with the information that there are 5,000 homes without power, all pumps but one are operating in an effort to control flooding. The Foresters are out

8. Letter from Henry and Kathleen Langschwager of 1328 Prospect St. protesting the manner and lack of timely notice of a Code Compliance Violation Notice they received

REFERRED TO THE DEPARTMENT ON PLANNING AND NEIGHBORHOOD DEVELOPMENT

17. Suspension item from Councilmember Meyer; an application for Grant Funding for the General Motors Construction Project

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

COUNCIL MEMBERS COMMENTS

Councilmember Beal thanked everyone for their kind remarks about her decision to not seek reelection.

Councilmember Murphy said that he is recently back from a trip to Ghana with the Delegation from the Sister Cities Commission for the formal signing of our Sister City Agreement. This was a wonderful celebration. The rest of the delegation is still in Ghana. Ghana is in the area of S. Africa that was once called the "Gold Coast" under the Dutch and Portuguese. They gained their independence in the 1950's. Our Sister City is in Aquapim South District, Republic of Ghana. This is like a county with two major cities. There are approximately 120,000 people living there. They held many ceremonies that led up to the national ceremony. The District Chief Executive In Charge is the equivalent of our Mayor. The people there were very excited about the sister city agreement. It was a beautiful experience. Barbara Roberts Mason, Chair of the Lansing Regional Sister Cities Commission, led the delegation from Lansing. The Delegation sent their condolences to Mayor Hollister and his Wife. There were 2,000 people at the signing ceremony which was held in their botanical gardens. This is the most beautiful place on earth. They made a trip to the rain forest; it took about 40 minutes to go up the side to what they call a "Canopy Walk". This is a covered canopy hanging from tree to tree. You had to walk through the canopy. It took ½ hour to complete the walk. Whatever fear he had, he lost after going through this canopy walk. The remainder of the delegation will be back on Friday, and they will report to Council within a few weeks.

Councilmember Bauer congratulated Councilmember Murphy on the success of his visit to Ghana. She thanked Edna Matthews, a volunteer at the front desk of the Ingham Regional Medical Center, still there working through the emergency until 8:00 P.M. tonight. They are operating on emergency generators and Edna is still there even though it is her 55th Wedding Anniversary. She thanked all of the people who stayed at their stations to make life easier tonight.

Councilmember Leeman thanked everyone from the Historical District Commission who put on the event at the Turner Dodge Mansion tonight. He thanked the Administration and the Demmer Corporation for investing in the Motor Wheel facility. This is the first of many steps in rejuvenating this facility in North Lansing. He thanked Duane Vernon for the time and efforts he puts into the "Michigan Parades Into the 21st Century" parade.

and have already hired a landscape company to help with the tree damage. The Red Cross is open for shelter for those who cannot stay in their homes. He repeated the cautions of Mayor Hollister and Police Chief Johnson; "do not touch, or get near any downed wires," rather call 3716314, the emergency number for the Board of Water & Light. He thanked all of the people who are out in the storm damage working for the safety of the people of Lansing. He thanked residents for their patience and understanding during the cleanup process.

ADJOURNED 10:11 PM
MARILYN SLADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF MAY 24, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Alle, Bauer, Benavides, Leeman, Meyer, Murphy

ABSENT: Councilmember Beal

The Invocation and Pledge of Allegiance were led by Councilmember Meyer

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of May 10, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Allen

To accept the following under suspension of the rules:

1. From Councilmember Allen; a Resolution Authorizing the Development of a Central Utilities Complex And District Cooling System by the Board of Water & Light
2. From Councilmember Murphy; a Special Ceremony for the Presentation by the Sister City Delegation to Ghana, W. Africa
3. From Councilmember Leeman; a Special Ceremony for a Presentation by Duane Vernon, Organizer of the Michigan Parades Into the 21st Century Parade

Carried unanimously

It is the Goal of the Saturday Parking Program to encourage convenient turnover parking for short-term downtown customers and to continue to serve the needs of other customers who need all day parking. To accomplish this goal, 104 of the 222 spaces in the South Washington Mall will be designated as 2-hour time limit spaces and marked with orange meter caps. 118 spaces will be designated as all-day free parking spaces and marked with green caps. The two hours orange caps will be located near businesses that are open on Saturday. The South Capitol Ramp is also designated as all-day-free parking on Saturdays. During the first four weeks of the Program (which is scheduled to begin on June 12, 1999) only advisory notices will be issued. Thereafter enforcement will begin and citations will be issued.

Mr. Berridge distributed packets of samples of the parking caps and parking signs.

Councilmember Leeman thanked Mr. Berridge for the presentation and for putting on a very well run meeting at Eastern High School last week about traffic calming.

5. Mayor Hollister, along with Parks & Recreation Director R. Eric Reickel gave a Storm Cleanup Report on the damage caused by the severe storm that hit Lansing on May 17, 1999. All power has now been restored and all local streets are open. The City is in the process of cleaning up the debris. do not go anywhere near them. He commended the Lansing residents at-

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

➤ Special Ceremonies

1. Guillermo Lopez from the Human Relations and Community Services Department introduced Sasha Andretz an Art Teacher at Everett High School, along with Victoria Evans of Reo Rd. Elementary School, and their Students, Winners of the Fair Housing Month Poster Contest. They Presented certificates of appreciation to the Students.
2. Victoria Reynaga & Linda Villarreal presented a Poster to Council President Benavides and Mayor Hollister announcing Cristo Rey Fiesta Days to be held on Saturday, June 5th and Sunday June 6th, 1999. They invited everyone to come out and participate in their celebration which will take place at the Cristo Rey Center located at 201 W. Miller Rd.
3. Gordon Wilson of 2222 Midwood said that he is here to make a presentation in recognition of the hard work and leadership shown by this Administration and City Council in keeping General Motors Plants in the area. He congratulated Mayor Hollister and Councilmember and presented them each with a brick from the old General Motors facilities on Townsend St. that are being demolished to make way for new construction. He thanked Nataya Torres for the use of her little red wagon that he used to carry the bricks in.
4. Dave Berridge, Traffic Engineer, gave a report on the proposed Saturday Parking Program. This is an attempt to create a series of 104 two hour free parking places for the customers of the downtown area who visit and shop on Saturdays. The trend lately has been that the first customers to arrive on Saturday mornings generally park all day in key spaces without moving, which denies the use of spaces to other customers.

Residents are requested to cut any downed limbs and branches into 4' lengths and place them near the curb for pickup. It is estimated that pickup can be completed within a 30 day period. This will cost the City approximately \$500,000.00. A plan will be presented to the Ways and Means Committee for the financing aspect. The damage from this storm was much more severe than the ice storm damage in 1997, because whole trees were ripped up which did damage to entire yards.

Mr. Reickel said that he has had crews working since last Monday night to make sure that the public right-of-ways are safe for pedestrian and vehicular traffic. They are removing all branches and limbs and trees out of the public right-of-way. The storm was particularly hard north of Holmes Rd. They will be bringing private contractors on board soon. He asked residents to be aware leaning trees and hanging branches. As soon as the cleanup of neighborhoods has taken place, they will get into the parks to make them safe.

Councilmember Murphy noted that Bancroft Park, as well as a couple of other parks, were hit very hard and that they are now closed. Mr. Reickel confirmed that Bancroft Park has been gated and there is no access. Washington Park has been made safe, but there are areas of heavy damage. Oak Park was devastated, and Potter Park got a lot of damage. He asked the public to respect the fallen trees and

large for the cooperation they showed in the storm of 1997, and asked them to

do the same thing this year.

Mayor Hollister asked people to help their neighbors clear up storm damage, if they are able, particularly senior citizens who may not be able to get their branches out to the curb.

Councilmember Bauer sent a "I-Huge Thank You" to all Parks Department, Public Service Department, Board of Water & Light, Police Department and Fire Department employees who have cooperated so fully in getting this damage taken care of.

6. Councilmember Murphy introduced the Members of the Sister Cities Delegation to Ghana, newly returned from their trip. He reported that He went along on this trip, but he had to return early, last Monday, so He was here when the storm hit. He asked Barbara Roberts Mason, Chairwoman of the Board of the Lansing Regional Sister Cities Commission to report on their trip.

Barbara Roberts Mason thanked Councilmembers for their support of the Sister Cities Commission. Lansing, she said, has one of the most active Sister City Commissions in the United States. She distributed a pictorial report of their trip. The large medical equipment that they collected has not been shipped to the Aquapim South District, Republic of Ghana yet, but thanks to Councilmember Meyer they will do so next week. They were able to take with them 11 big boxes of medical supplies. The residents of Ghana were most appreciative of receiving these gifts. They visited local farms and now have a list of farming equipment needs. Anyone with farm equipment

7. Duane Vernon gave a report on the "Michigan Parades Into the 21st Century Parade." They are very proud of this Parade and of the Capitol City. The parade took place last Saturday and was an excellent event. He is here tonight to thank Mayor Hollister and City Councilmembers for their support and efforts on behalf of the parade. He thanked R. Eric Reickel and Diane Townsend of the Parks & Recreation Department, Gerald Brady of the Potter Park Zoo, Dave Berridge of the Transportation Department, Chief of Police Johnson, Fire Chief Martin, Joe Pandey of the Board of Water & Light and Calvin Jones, who all played key roles in helping him pull this parade off. Thanks go too to the Principal Shopping District Staff. Next Year's Parade will be held on Saturday, May 20, 1999. This is one of Michigan's largest parades. Over 2,000 units took part. Lansing needs to do more things like this to show that we are proud of being Michigan's Capitol City.

Councilmember Allen thanked Mr. Vernon for the leadership he shows on this event. Without him, this parade would not happen.

PUBLIC'S AND MAYOR'S COMMENTS
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

There were no Scheduled Public Hearings.

➤ Public Comment on Legislative Matters:

Angela Caringi of 1817 Coleman stated her opposition to the rezoning of the NE Corner of Todd and Mt. Hope Ave. She wants to retain the residential character of their neighborhood. This business will have the most impact on their neighborhood during the weekends.

Willy Williams of 505 W. Lenawee stated his support for the appointment of Paul Novak to the Human Relations and Community Services Board. It is great to have him active in city matters again. He stated that he attended the meeting on the General Motors plant reconstruction last Tuesday. He congratulates Mayor Hollister on accomplishing this objective.

Trina Hidalgo of 1846 Todd Ave. said that she opposes the rezoning of the Todd/Mt. Hope Ave property, because of the long term affects it could have on their neighborhood. This neighborhood has done through a lot of challenges and changes and has maintained it's residential quality throughout.

that they are interested in donating is requested to call the Sister Cities Commission, or Mayor Hollister's Office. One of the excursions they went on was to the In Chinny Ching Aquapim South District School. This is a school with no walls and no roof. They received a \$1,000 donation from the Members of Saint Stephens Church to be used for this cause. They also attended a meeting of the District Committee, the equivalent of a City Council. They learned that 60% of the homes do not have toilet facilities. There is a high potential for communicable diseases, like dysentery, malaria and anemia. The lack of good sanitation poses threats to the local river, as well. They spoke to the their Mayor about the possibility of getting a septic tank pumper so that they can keep their toilets pumped out. This has now become another mission for them. This type of equipment sells for approximately \$25,000 to \$30,000. Sparrow Hospital has agreed to send a medical delegation on a mission to the district in November. The Delegation presented gifts to Mayor Hollister from Ghana and stated that they received a very special welcome from everyone that they came across. They visited the botanical gardens, which are wonderful. The love that was expressed to them was remarkable.

Mayor Hollister thanked Ms. Roberts Mason for leading the delegation, and Councilmember Murphy for representing him on this trip. He was initially scheduled to accompany the delegation, but Councilmember Murphy filled in for him when his Mother in Law passed away. These trips are a life altering experience. He thanked each and every member of the Ghana Delegation for participating and giving of themselves so that we might all become a "World Class" City.

Eric Line of 910 Cleo stated his opposition to the rezoning on Todd/Mt. Hope. When Councilmembers are in the middle of their election campaigns they state that they support neighborhoods, but when they take office they take the side of big business and special interests.

Duane Baker of 1834 Todd stated his opposition to this rezoning, because of the noise and the commercial aspect. Once the property has been rezoned to commercial status, it can be sold to any commercial business that could do anything they want there.

Diana Engman of 1020 W. Mt. Hope said that she has owned this business since 1985. She has been in this neighborhood since 1977. Their business is closed on Sundays. Both of the Neighborhood Associations in this area support this rezoning. They have built a good business in this neighborhood and have a vested interest in it. They have put quite a lot of money into the neighborhood. It would not make sense for them to do anything to bring the neighborhood down.

Leeia Madhavarau of 1711 Bradley said that she is Co-President of the Moores Park Neighborhood Association. They were approached by Diana Engman in December of 1998 with regard to neighborhood support for the purchase and rezoning of this property. The Association advertised the neighborhood meeting in the newspaper. Originally, the association opposed her proposal and asked her for several modifications, to which She agreed. When Mrs. Engmann complied with their requests for buffering and ingress/egress changes on Todd Ave, they were able to give their endorsement.

Rosie Line of 1840 Todd Ave. said that she opposes this rezoning because this zoning is not appropriate in a neighborhood. She has found out that the Planning Board does not support this rezoning. She was told that all she had to do to stop this project was to contact her Councilmember, but she could not get a hold of him. She asked Councilmembers to stop this rezoning from disrupting her neighborhood.

Suzy Carter of the Lansing Area Safety Council said that they own this property, and they have a good reason to want to sell it. However, they also want to do what is right for the neighborhood and for the City. They have owned this lot for three years, originally they planned to move their office there, but their plans have changed. They have had it up for sale for two years. They would like to see the property rezoned, because that would give it it's highest potential for the best use. With the "D-1" zoning it is not a preferable or desirable piece of property.

Frank Curtis "X," no address given, stated his appreciation of the special ceremonies tonight. He protested the number of drunks and tramps that hang around the bus station and buy alcoholic beverages for the kids that come around. The City should not be allowing these delinquents to hang around, and they should not allow kids to hang

around the bus station either. These kids should be in school.
LEGISLATIVE MATTERS
RESOLUTIONS

RESOLUTION #227
BY COUNCIL MEMBER ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Lansing City Council has previously established a Lansing Industrial Development District (IDD-299) on May 17, 1999 on property located within the GM Main Plant site and legally described as:

Beginning at the Northeast corner of Block 179, of the Original Plat of the Town of Michigan, now City of Lansing, recorded in Liber 2 of Plats, Pages 36, 37 and 38, Ingham County Records, hereinafter referred to as the Original Plat of the City of Lansing, Ingham County, Michigan; thence along the West right of way line of Walnut Street, as platted in said Original Plat 500 12'42"E 761.11 feet to the Southeast corner of Block 186 of said Plat; thence along the North right of way line of Olds Avenue N89 23'42"E 412.50 feet to the Southeast corner of Block 187 of said Plat; thence along the West right of way line of Townsend Street S00 41'15"E 560.18 feet to the South right of way line of Elm Street, said line also being the North line of Block 2, Ann Barnes Addition to the City of Lansing, recorded in Liber 3 of Plats, Page 10, Ingham County Records; thence N89 52'46"E 87.78 feet to the Northeast corner of said Block 2; thence S00 41'20"E 412.5 feet along the East line of said Block; thence continuing along the South line of Elm Street N89 52'46"E 323.75 feet; thence along the West side bank of the Grand River the following three courses, S09 03'51"W 358.42 feet; thence S05 15'11"E 281.82 feet; thence S01 06'21"E 203.92 feet to the Northern right of way line of the Grand Trunk Western Railroad; thence along said right of way line S89 14'12"W 1039.08 feet; thence along the East face of the East wall line of Building 52 and its Southerly projection N00 23'45"W 236.54 feet; thence along the North face of the North wall line of Building 52 S89 35'10"W 308.43 feet; thence along the East face of the East wall line of Building 56 N00 32'37"W 173.99 feet; thence along the North face of the North wall line of Building 56 S89 31'08"W 247.87 feet; thence along the East face of the East wall line of Building 31 and its Northerly projection N00 32'22"W 576.59 feet to the Easterly projection of the

By Councilmember Adado

Carried Unanimously

RESOLUTION #228
BY COUNCIL MEMBER ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, pursuant to Public Act 328 of 1998, as amended, (1998 PA 328), General Motors Corporation has made Application for Exemption of New Personal Property for the area more fully described as:

Beginning at the Northeast corner of Block 179, of the Original Plat of the Town of Michigan, now City of Lansing, recorded in Liber 2 of Plats, Pages 36, 37 and 38, Ingham County Records, hereinafter referred to as the Original Plat of the City of Lansing, Ingham County, Michigan; thence along the West right of way line of Walnut Street, as platted in said Original Plat 500 12'42"E 761.11 feet to the Southeast corner of Block 186 of said Plat; thence along the North right of way line of Olds Avenue N89 23'42"E 412.50 feet to the Southeast corner of Block 187 of said Plat; thence along the West right of way line of Townsend Street S00 41'15"E 560.18 feet to the South right of way line of Elm Street, said

South line of Block 192 of said Original Plat of the City of Lansing; thence along said South line and the South line of Block 193 and its Westerly projection S89 37'25"W 647.26 feet to the Southerly projection of the East line of Blocks 1 and 2 of Morrison's Subdivision, recorded in Liber 35 of Plats, Page 582, Ingham County Records; thence along said East line N00 31'23"W 808.50 feet to the Northeast corner of Block 2 of Morrison's Subdivision; thence along the North line of said Block 2 being the South right of way line of Williams Street and the South right of way line of Williams Street as platted in Assessor's Plat No. 3 of the City of Lansing, recorded in Liber 10 of Plats, Page 11, Ingham County Records, S89 08'40"W 692.10 feet; thence N00 25'33"W 412.50 feet to the South right of way line of Main Street as platted in said Assessor's Plat No. 3; thence along said South right of way line and the South right of way line of Main Street as platted in said Morrison's Subdivision N89 08'40"E 765.60 feet to the Northwest corner of Block 182 of said Original Plat of the City of Lansing; thence continuing along the South right of way line of Main Street N89 37'25"E 1389.09 feet to the point of beginning, containing 3,596,509 square feet of land, more or less, being 82.5635 acres, more or less; and

WHEREAS, the City of Lansing received and filed an application from General Motors Corporation requesting an Industrial Facilities Exemption Certificate (IFT-299) for the construction of a modern manufacturing facility, pursuant to Public Act 198 of 1974, as amended; and

WHEREAS, prior to acting on this request, it is necessary to hold a public hearing on General Motors Corporation's application for an Industrial Facilities Exemption Certificate (IFT-299), to allow for any resident or taxpayer the right to appear and be heard;

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on the 7TH day of June, 1999 at 7:00 p.m., and that the City Clerk cause to be published in a publication of general circulation, notice of the public hearing at least ten (10) days prior to when the hearing will be held, and that the City Clerk also cause the legislative body of each taxing unit levying ad valorem taxes on this property, as well as the owners of real property located within the established district, to be notified by certified mail of this application and the scheduled public hearing.

line also being the North line of Block 2, Ann Barnes Addition to the City of Lansing, recorded in Liber 3 of Plats, Page 10, Ingham County Records; thence N89 52'46"E 87.78 feet to the Northeast corner of said Block 2; thence S00 41'20"E 412.5 feet along the East line of said Block; thence continuing along the South line of Elm Street N89 52'46"E 323.75 feet; thence along the West side bank of the Grand River the following three courses, S09 03'51"W 358.42 feet; thence S05 15'11"E 281.82 feet; thence S01 06'21"E 203.92 feet to the Northern right of way line of the Grand Trunk Western Railroad; thence along said right of way line S89 14'12"W 1039.08 feet; thence along the East face of the East wall line of Building 52 and its Southerly projection N00 23'45"W 236.54 feet; thence along the North face of the North wall line of Building 52 S89 35'10"W 308.43 feet; thence along the East face of the East wall line of Building 56 N00 32'37"W 173.99 feet; thence along the North face of the North wall line of Building 56 S89 31'08"W 247.87 feet; thence along the East face of the East wall line of Building 31 and its Northerly projection N00 32'22"W 576.59 feet to the Easterly projection of the South line of Block 192 of said Original Plat of the City of Lansing; thence along said South line and the South line of Block 193 and its Westerly projection S89 37'25"W 647.26 feet to the Southerly projection of the East line of Blocks 1 and 2 of Morrison's Subdivision, recorded in Liber 35

of Plats, Page 582, Ingham County Records; thence along said East line N00°31'23"W 808.50 feet to the Northeast corner of Block 2 of Morrison's Subdivision; thence along the North line of said Block 2 being the South right-of-way line of Williams Street and the South right-of-way line of Williams Street as platted in Assessor's Plat No. 3 of the City of Lansing, recorded in Liber 10 of Plats, Page 11, Ingham County Records, S89°08'40"W 699.10 feet; thence N00°25'33"W 412.50 feet to the South right-of-way line of Main Street as platted in said Assessor's Plat No. 3; thence along said South right-of-way line and the South right-of-way line of Main Street as platted in said Morrison's Subdivision N89°08'40"E 765.60 feet to the Northwest corner of Block 182 of said Original Plat of the City of Lansing; thence continuing along the South right-of-way line of Main Street N89°37'25"E 1389.09 feet to the point of beginning, containing 3,596,509 square feet of land, more or less, being 82.5645 acres, more or less;

and established by the Lansing City Council as an Industrial Development District under 1974 PA 198 by Resolution No. 225 May 17, 1999 (IDD-2-99); and

RESOLUTION #229

BY COUNCILMEMBER TONY BENAVIDES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, this year marks the 21ST Anniversary of the Cristo Rey Church Fiesta; and

WHEREAS, this event continues to present the best in traditional music, the most dazzling folkloric performances, the best in Mexican food and a great "Mercado;" and

WHEREAS, the purpose of the Cristo Rey Church Fiesta is to bring the community together in friendship and cultural celebration; and

WHEREAS, the Cristo Rey Church Fiesta has become the largest Hispano Cultural Event in Mid Michigan, attracting more than 25,000 people to this three-day event traditionally held each year during the Memorial Day Weekend; and

WHEREAS, this year will mark the first time the event will take place at the new church location at 201 West Miller Road;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, supports and declares May 28, 29, and 30, 1999 as

"Cristo Rey Church Fiesta '99 Days"

in the City of Lansing and urges all residents in the greater Lansing area to be part of the event, which contributes to make Lansing a great place to live, work, and enjoy our dynamic cultural diversity

By Councilmember Bauer

Carried Unanimously

Principal Shopping District: Beginning at the intersection of West right-of-way line of S. Capitol Avenue and the north right-of-way line of W. St. Joseph Street, "Point of Beginning," north along S. Capitol Avenue right-of-way line to the center line of W. Allegan Street, then east along the W. Allegan Street center line to the center line of S. Capitol Avenue, north along the S. Capitol Avenue center line to the center line of W. Saginaw Street, east along the W. Saginaw Street center line to the west right-of-way line of N. Washington Avenue, north along the N. Washington Avenue right-of-way line to the north right-of-way line of W. Grand River Avenue, east along the W. Grand River Avenue right-of-way line to the west right-of-way line of Turner Street, north along the Turner Street right-of-way line to the north right-of-way line of Clinton Street, east along Clinton Street right-of-way line to the east right-of-way line of Center Street, south along the Center Street right-of-way line to the north right-

WHEREAS, prior to acting on this request, the City desires to hold a public hearing on General Motors Corporation's Application for Exemption of New Personal Property, to allow for any residents and taxpayers to appear and be heard;

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on the 7TH day of June, 1999 at 7:00 p.m., and that the City Clerk cause to be published in a publication of general circulation, notice of the public hearing at least ten (10) days prior to when the hearing will be held, and that the City Clerk also cause the owners of real property located within the established district to be notified by certified mail of this application and the scheduled public hearing.

By Councilmember Adado

Carried Unanimously

RESOLUTION #230

RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the City of Lansing desires to encourage and support shopping and commercial activity in the Principal Shopping District area by public improvement to develop, redevelop, promote economic activity and provide for the maintenance, security and operation of the Principal Shopping District by such public improvement which especially benefits any property within a district; and

WHEREAS, the City of Lansing desires to encourage promotional efforts, business recruitment in all zones and physical improvements and maintenance services (in zone A) of the Principal Shopping District; and

WHEREAS, the City of Lansing has determined that this should be provided through special assessment zones established for the purpose of financing Principal Shopping District activities; and

WHEREAS, the City of Lansing has determined that the cost of providing such services should be recovered by a special assessment against properties especially benefited as authorized by Act No. 120 of the Public Acts of 1961, as amended, and Chapters 812 and 1026 of the Lansing Code of Ordinances; and

WHEREAS, the City of Lansing has reviewed the proposed special assessment boundaries; and

WHEREAS, the City of Lansing has also reviewed the proposed services within the boundaries with an estimated cost of these services,

NOW THEREFORE BE IT RESOLVED, that the special assessment zones for the Principal Shopping District are established by City Council as follows:

of-way line of Liberty Street, east along the Liberty Street right-of-way line to the center line of N. Cedar Street, south along the N. Cedar Street center line to the south right-of-way line of East Grand River Avenue, east along the E. Grand River Avenue right-of-way line to the west right-of-way line of N. Larch Street, south along the N. Larch Street right-of-way line to the center line of E. Shiawassee Street, east along the E. Shiawassee Street center line to the west right-of-way line of the Conrail right-of-way, south along the Conrail right-of-way line to the south right-of-way line of E. Michigan Avenue, west along the E. Michigan Avenue right-of-way to the east right-of-way line of S. Larch Street, south along the S. Larch Street right-of-way line to the center line of E. Kalamazoo Street, then west along E. Kalamazoo Street center line to the center line of S. Larch Street, then south along the S. Larch Street center line to the north right-of-way line of St. Joseph Street (extended), west along the St. Joseph Street right-of-

wayline (extended) to the Point of Beginning

The Principal Shopping District, as described herein, shall contain zones as described below:

Zone A: Beginning at the intersection of the centerline of W. Shiawassee Street and the centerline of N. Capitol Avenue, the "Point of Beginning-A", east along the centerline of Shiawassee Street to the west right-of-way line of the Council right-of-way, south along the Council right-of-way line to the centerline of E. Michigan Avenue, west along the centerline of E. Michigan Avenue to the centerline of S. Cedar Street, south along the S. Cedar Street centerline to the centerline of E. Kalamazoo Street, west along the E. Kalamazoo Street centerline to the centerline of Museum Drive, northwesterly along the centerline of Museum Drive to the north line of Impression Five Condominium (extended), west along the said north line of Impression Five Condominium (extended) to the centerline of the Grand River, southeasterly along the center of the Grand River to the centerline of E. Kalamazoo Street, continuing along the centerline of E. Kalamazoo Street to the centerline of Grand Avenue, south along the Grand Avenue centerline to the centerline of W. Lenawee Street, west along the W. Lenawee Street centerline to the west right-of-way line of S. Capitol Avenue, north along the west right-of-way line of S. Capitol Avenue to the centerline of W. Allegan Street, then east along the W. Allegan Street centerline of W. Allegan Street to the centerline of S. Capitol Avenue, north along the S. Capitol Avenue centerline to the Point of Beginning-A.

Zone B: Beginning at the intersection of west right-of-way line of N. Capitol Avenue and the centerline of W. Lenawee Street, the "Point of Beginning-C (South)", east along the W. Lenawee Street centerline to the centerline of Grand Avenue, north along Grand Avenue centerline to the centerline of E. Kalamazoo Street, east along the Kalamazoo Street centerline to the center of the Grand River, northwesterly along the centerline of the Grand River to the north line of Impression Five Condominium (extended), east along the north line of Impression Five Condominium (extended) to the centerline of Museum Drive, southeasterly along the centerline of Museum Drive to the centerline of E. Kalamazoo Street, east along the Kalamazoo Street centerline to the centerline of S. Cedar Street, north along the Cedar Street centerline to the centerline of E. Michigan Avenue, east along the E. Michigan Avenue centerline to the west right-of-way line of the Council right-of-way, south along the Council right-of-way line to the south right-of-way line of E. Michigan Avenue, then west along the E. Michigan Avenue right-of-way line to the east right-of-way line of S. Larch Street, south along the S. Larch Street right-of-way line to the centerline of E. Kalamazoo Street, west along the E. Kalamazoo Street centerline to the centerline of S. Larch Street, south along the S. Larch Street centerline to the north right-of-way line of St. Joseph Street (extended), west along the St. Joseph Street right-of-way line (extended) to the west right-of-way line of S. Capitol Avenue, then north along the S. Capitol Avenue right-of-way to the Point of Beginning-C (South).

BE IT FURTHER RESOLVED, that the Principal Shopping District public improvements and services be supported by a special assessment of these costs against the properties especially benefitted as follows:

ZONE A - 132 cents per square foot for first floor and 6 cents per square foot for second floors and above, parking structures at the rate of 4.8 cents per square foot for the main floors and 2.4 cents per square foot for second floors and above, parking lots at 4.8 cents per square foot, vacant land at 1.2 cents per square foot, and industrial & manufacturing properties at 2.4 cents per square foot for the first floor and 1.2 cents per square foot for second floors and above; for a total of \$352.09298.

Washington Avenue and the north right-of-way line of W. Grand River Avenue, the "Point of Beginning-B", east along the W. Grand River right-of-way line to the west right-of-way line of Turner Street, north along the Turner Street right-of-way line to the north right-of-way line of Clinton Street, east along the Clinton Street right-of-way line to the east right-of-way line of Center Street, south along the Center Street right-of-way line to the north right-of-way line of Liberty Street, east along the Liberty Street right-of-way line to the centerline of N. Cedar Street, south along the N. Cedar Street centerline to the centerline of E. Maple Street, west along E. Maple Street centerline (as aligned) to the west right-of-way line of N. Washington Avenue, north along the N. Washington Avenue right-of-way line to the Point of Beginning-B.

Zone C - North: Beginning at the intersection of the centerline of N. Capitol Avenue and the centerline of W. Shiawassee Street, the "Point of Beginning-C (North)", north along the N. Capitol Avenue centerline to the centerline of W. Saginaw Street, east along the W. Saginaw Street centerline to west right-of-way line of N. Washington Avenue, north along the N. Washington Avenue right-of-way line to the centerline of E. Maple Street, east along E. Maple Street (as aligned) centerline to the centerline of N. Cedar Street, north along the N. Cedar Street centerline to the south right-of-way line of E. Grand River Avenue, east along the E. Grand River Avenue right-of-way line to the west right-of-way line of N. Larch Street, south along the N. Larch Street right-of-way line to the centerline of E. Shiawassee Street, west along the E. Shiawassee Street centerline to the Point of Beginning-C (North).

ZONE B - 9.2 cents per square foot for first floor and 3.45 cents per square foot for second floors and above, parking structures at the rate of 4.6 cents per square foot for the main floors and 2.3 cents per square foot for second floors and above, parking lots at 4.6 cents per square foot, vacant land at 1.15 cents per square foot, and industrial & manufacturing properties at 2.3 cents per square foot for the first floor and 1.15 cents per square foot for second floors and above; for a total of \$22,784.51

ZONE C (North & South) - 2 cents per square foot for first floor and 1 cent per square foot for second floors and above, parking structures at the rate of 2 cents per square foot for the main floors and 1 cent per square foot for second floors and above, parking lots at 2 cents per square foot, vacant land at 1 cent per square foot, and industrial & manufacturing properties at 2 cents per square foot for the first floor and 1 cent per square foot for second floors and above; for a total of \$32,079.32

BE IT FURTHER RESOLVED, that the cost and expense of making estimates, plans and assessments incidental to the preparation of the assessment and the role, and providing notices shall be included in the expense of the assessment.

BE IT FURTHER RESOLVED, that the Principal Shopping District public improvement and services be financed by a special assessment of these costs against the properties especially benefitted as contained in the assessment Roll No. PSD99-A/PSD99B/PSD99C, compiled by the City Assessor and presented to Council with this resolution.

BE IT FURTHER RESOLVED, that in zones "A," "B," and "C," all property owners whose assessment would otherwise exceed \$10,000.00 per one parcel, shall be capped at no more than \$10,000.00 per one parcel on an annual basis.

BE IT FURTHER RESOLVED, that in zones "A," "B," and "C," any property owned by a nonprofit entity which as received a Federal IRS Section 501(c)(3) nonprofit designation shall have their property assessment capped at 40% of the proposed assessment rate; provided that said entity shall file with the City Assessor, not later than August 13, 1999 a written application for non-profit Principal Shopping District designation, together with a copy of said determination of IRS Section 501(c)(3) status.

BE IT FURTHER RESOLVED, that a public hearing be held June 7, 1999 at 7:00 p.m., in the City Council Chamber, 10th Floor City Hall, Lansing, Michigan to consider the establishment of the Principal Shopping District special assessment roll.

BE IT FURTHER RESOLVED, that the City Clerk publish notice of the hearing to confirm the special assessment roll in a newspaper of general circulation at least 10 (ten) days prior to the date of the hearing.

BE IT FINALLY RESOLVED, that the notice to the affected owners of the properties in said district be given in accordance with Chapter 1026 of the Lansing Code of Ordinances.

By Councilmember Allen

WHEREAS, the Public Service Department has indicated that Jolly Road needs to be widened at these two streets to allow a wider turning radius for trucks which are currently driving over the curb and/or swinging into the other traffic lane to make the turn; and

WHEREAS, the Planning Board reviewed the location, character and extent of this proposal pursuant to Act 285 of 1931, as amended, and found based on testimony, evidence and the staff report that the proposed acquisition would allow for the widening of the two intersections for a greater turning radius to accommodate turning movements of trucks making turns from Collins Road to travel west on Jolly Road and from Jolly Road southbound onto Pine Tree Road, and

WHEREAS, at its meeting on April 6, 1999, the Planning Board voted unanimously (70) to recommend approval of this request provided that City street trees be planted per the requirements of the City Forester during the course of the roadway improvements,

NOW, THEREFORE, BE IT RESOLVED, that the City Council hereby approves Act 4-99 for street right-of-way improvements to Jolly Road at Collins Road and Pine Tree Road, subject to the acquisition of two parcels of land, one located at the southwest corner of Jolly and Pine Tree Roads, more particularly described as:

Commencing at the N. E. corner of section 2, T3N. R2W; thence S 01 deg 32'20" E on East line of section 30.01 feet; thence S 89 deg 37'50" W 33 feet to point of beginning of this description; thence S 01 deg 32'20" E 733.3 feet along W R/W line of Pine Tree Road; thence N 37 deg 24'33" W 91.15 feet to the S R/W line of Jolly Road; thence N 89 deg 37'50" E 20.83 feet along S R/W line to point of beginning; containing 0.0175 acres, more or less,

and the other located at the northwest corner of Jolly and Collins Roads, more particularly described as:

The south 6 feet of parcel number 3301-36-354-001, lying north of an existing 33 roadway right-of-way, containing 0.0252 acres, more or less. A parcel of Land in the NE 1/4 of section 5, T4N. R2W, Ingham County, Michigan and more particularly described as commencing at the northeast corner of said section 5; thence N 89 deg 59'49" W 124.94 feet, on the north line of said section 5; thence S 00 deg 00'11" W 330.00 feet, to the point of beginning of this description; thence S 33 deg 12'59" W 313.35 feet; thence N 53 deg 08'14" W 101.37 feet; thence S 89 deg 11'38" W 45.55 feet; thence S 00 deg 42'03" W 63.21 feet; thence S 89 deg 45'02" W 73.97 feet; thence S 00 deg 59'58" W 106.92 feet; thence 132.16 feet, on the arc of a curve to the right with a central angle of 330.531131, a radius of 22.346 feet, and a long chord bearing and distance of S 22 deg 22'16" W 130.25 feet; thence S 89 deg 26'51" W 14.65 feet; thence S 77 deg 08'54" W 92.93 feet; thence S 85 deg 34'58" W 11.49 feet; thence S 01 deg 57'43" E 41.46 feet; thence S 85 deg 02'17" W 153.47 feet; thence S 01 deg 57'43" E 132.00 feet; thence S 85 deg 02'17" W 351.61 feet; to the easterly right of way line of Martin Luther King, Jr. Blvd./Logan Street; thence N 00 deg 28'13" E 716.63 feet, to

Carried Unanimously

RESOLUTION #231

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Act 4-99

Jolly Road Improvements at Collins and Pine Tree

WHEREAS, the City of Lansing desires to negotiate the acquisition of land for improvements to Jolly Road at Collins Road and at Pine Tree Road; and

BE IT FURTHER RESOLVED, the Lansing City Council hereby authorizes the administration to enter into negotiations for the purchase of the parcels described above, subject to compliance with the requirements of the City Charter and real property acquisition ordinance, and further subject to final City Council approval.

BE IT FINALLY RESOLVED, that this authority to negotiate is not, and is not to be construed to be, a resolution to condemn or take by eminent domain the subject properties.

By Councilmember Adado

Carried Unanimously

RESOLUTION #232

BY THE PLANNING AND DEVELOPMENT COMMITTEE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the City of Lansing has received an application from BioPort Corporation at 3500 N. Martin Luther King, Jr. Blvd. to establish an Industrial Development District (IDD-199) for property located at the same address.

WHEREAS, a public hearing on the proposed establishment of an Industrial Development District (IDD-199), was held on May 17, 1999 at which time all interested residents or taxpayers had an opportunity to appear and be heard; and

WHEREAS, BioPort Corporation, has met the requirements for the establishment of an Industrial Development District as required by Public Act 198 of 1974 and by the policies of this Council;

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Lansing hereby approve the application to establish an Industrial Development District (IDD-1-99) on the following described property:

the southerly right of way line of Sheridan Road; thence S 89 deg 59'49" E 1155.21 feet, on said right of way to the point of beginning; containing 12.56 acres, more or less.

BE IT FINALLY RESOLVED, this Resolution shall not be construed as an endorsement of the applicant's future IFT certificate application.

By Councilmember Adado

Carried Unanimously

RESOLUTION #233

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Lansing City Council has previously established a Lansing Plant

MAY 24, 1999

COUNCIL PROCEEDINGS

Rehabilitation District (ICR-179) on May 29, 1979, on property commonly known as Diamond Reo Way, which contains a parcel of property located at 1335 Diamond Reo Way, Lansing, Michigan, more fully described as;

Lot 6, R.E. Olds Plat, a subdivision of a part of the Southeast 1/4, Section 21, T4N R2W, City of Lansing, Ingham County, Michigan, as recorded in Liber 48 or Plats, Pages 35, 36 and 37, containing 5.289 acres.

WHEREAS, the Lansing City Council has previously approved, on October 12, 1998, an Industrial Facilities Exemption Certificate (IFT-1-98) based on an application filed by Alan S. Martin on behalf of Quality Dairy Company; and

WHEREAS, the application filed by Alan S. Martin on behalf of Quality Dairy Company contained estimated information regarding the value of the proposed improvements to both the real and personal property for the project located at 1335 Diamond Reo Way; and

WHEREAS, the project for which the Industrial Facilities Exemption Certificate was requested has now been completed with the final property improvements exceeding the value outlined in the original application; and

WHEREAS, under P.A. 198, if the final project cost is more than 10% over the original amount approved, approval of an amended certificate is required prior to considering those additional values being eligible for tax abatement; and

WHEREAS, Alan S. Martin on behalf of Quality Dairy Company has applied for an Amended Industrial Facilities Exemption Certificate; and

WHEREAS, a public hearing was held on May 17, 1999 on the Amended Exemption Certificate submitted, and all parties had an opportunity to appear and be heard; and

WHEREAS, Quality Dairy Company has met all requirements for said Amended Exemption Certificate, as required by Public Act 198 and by the policies of this Council; and

WHEREAS, this Council finds that the granting of the Exemption Certificate, considered together with the aggregate amount of Industrial Facilities Exemption **BE IT FURTHER RESOLVED** that the Council reduces the trash violation fee involving Eleazar Montes at 1228 Allen Street from \$757.60 to \$457.60 provided that the claimant release any and all claims before said reduction shall be effective; and

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

By Councilmember Allen

Carried Unanimously

RESOLUTION #235
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the General Services Committee on Tuesday, May 18, 1999 heard the claim of Timothy Perrone, 2827 Gatsby Court, for \$352.87 which would reimburse him for his expense to replace his windshield that was shattered by a golf ball hit from the Waverly Golf Course; and

WHEREAS, the General Services Committee voted to deny his claim;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies the claim of Timothy Perrone, 2827 Gatsby Court, for \$352.87 which would reimburse him for his expense to replace his windshield that was shattered by a golf ball hit from the Waverly Golf Course.

By Councilmember Allen

Certificates currently in force shall not have the effect of substantially impeding the operation of the City of Lansing, nor impairing the financial soundness of taxing units levying ad valorem taxes in the City of Lansing.

NOW THEREFORE, BE IT RESOLVED, the Council of the City of Lansing hereby approves the amended application from Alan S. Martin on behalf of Quality Dairy Company for an Industrial Facilities Exemption Certificate (IFT-1-98) to remain in effect for a period of twelve (12) years, subject to the previously executed written agreement between Quality Dairy Company and the City of Lansing (on file with the City Clerk) being amended in Section 2b and Section 4-Schedule B, to reflect the actual project costs.

By Councilmember Adado

Carried Unanimously

RESOLUTION #234
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the General Services Committee on Tuesday, May 18, 1999 heard the claim of Eleazar Montes, 1228 Allen Street, for \$3,757.60 for the removal of his personal items and the special assessment on his December 1998 property tax bill for trash violation fees; and

WHEREAS, the General Services Committee voted to deny the claim of Eleazar Montes for \$3,757.60 and instead, reduce the trash violation fee from \$757.60 to \$457.60;

NOW, THEREFORE, BE IT RESOLVED that the City Council, hereby, denies the claim of Eleazar Montes of 1228 Allen Street for \$3,757.60 for the removal of his personal items and the special assessment on his December 1998 property tax bill for trash violation fees; and

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 6

NAYS: 1 (Councilmember Allen dissenting)

A BSENT: 1

RESOLUTION #236
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Michigan State Building Trades has requested \$837.00 in funding assistance to help underwrite the cost of the use of Gier Park on May 22-23, 1999 for its Diabetes Association of Michigan Fund Raising Event; and

WHEREAS, the Committee on General Services reviewed and then voted to approve the request from Michigan State Building Trades; and

NOW THEREFORE BE IT RESOLVED, the Lansing City Council, hereby, approves the request from Michigan State Building Trades for \$837.00 to help underwrite the cost of its use of Gier Park on May 22-23, 1999 for its Diabetes Association of Michigan Fund Raising Event; and

BE IT FURTHER RESOLVED the Mayor and the Finance Department process this request by charging \$837.00 of the rental of the Gier Park on May 22-23, 1999 by Michigan State Building Trades to the Community Promotions Account - 101-112101-

741200-0; and

BE IT FINALLY RESOLVED that the Michigan State Building Trades shall submit a written analysis of the Diabetes Association of Michigan Fund Raising Event, including information regarding number of attendees, gross and net totals of the event, and a copy of their most recent tax return, a board member list, and a detail of their accounting to the Lansing City Council within 30 days after the event.

By Councilmember Allen

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 6

NAYS: 1 (Councilmember Adado absent and unexcused for this vote)

ABSENT: 1

RESOLUTION #237

BY THE COMMITTEE ON GENERAL SERVICES

BE IT FINALLY RESOLVED that the Catholic Social Services/St. Vincent Home shall submit a written analysis of the "Go to Bat for Kids" Celebrity Softball Benefit, including information regarding number of attendees, gross and net totals of the event, and a copy of their most recent tax return, a board member list, and a detail of their accounting to the Lansing City Council within 30 days after the event.

By Councilmember Allen

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 6

NAYS: 1 (Councilmember Adado absent and unexcused for this vote)

ABSENT: 1

RESOLUTION #238

BY THE COMMITTEE ON GENERAL SERVICES

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, FestEve has requested \$2,500.00 in funding assistance to help underwrite the cost of the use of Lansing Center on December 31, 1999 for its FestEve; and

WHEREAS, the Committee on General Services reviewed and then voted to approve the request from FestEve; and

NOW THEREFORE BE IT RESOLVED, the Lansing City Council, hereby, approves the request from FestEve for \$2,500.00 to help underwrite the cost of its use of Lansing Center on December 31, 1999 for its FestEve; and

BE IT FURTHER RESOLVED the Mayor and the Finance Department process this request by charging \$2,500.00 of the rental of the Lansing Center on December 31, 1999 by FestEve to the Community Use- Lansing Center/Stadium Account - 101-173901-741200-0; and

BE IT FINALLY RESOLVED that the FestEve shall submit a written analysis of the FestEve, including information regarding number of attendees, gross and net totals of the event, and a copy of their most recent tax return, a board member list, and a detail of their accounting to the Lansing City Council within 30 days after the event.

By Councilmember Allen

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 6

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Catholic Social Services/St. Vincent Home has requested \$1,000.00 in funding assistance to help underwrite the cost of the use of Oldsmobile Park on August 22, 1999 for its "Go to Bat for Kids" Celebrity Softball Benefit; and

WHEREAS, the Committee on General Services reviewed and then voted to approve the request from Catholic Social Services/St. Vincent Home; and

NOW THEREFORE BE IT RESOLVED, the Lansing City Council, hereby, approves the request from Catholic Social Services/St. Vincent Home for \$1,000.00 to help underwrite the cost of its use of Oldsmobile Park on August 22, 1999 for its "Go to Bat for Kids" Celebrity Softball Benefit; and

BE IT FURTHER RESOLVED the Mayor and the Finance Department process this request by charging \$1,000.00 of the rental of the Oldsmobile Park on August 22, 1999 by Catholic Social Services/St. Vincent Home to the Community Use- Lansing Center/Stadium Account - 101-173901-741200-0; and

NAYS: 1 (Councilmember Adado absent and unexcused for this vote)

ABSENT: 1

RESOLUTION #239

BY THE COMMITTEE ON GENERAL SERVICES

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Advent House Ministries, Inc. has requested a resolution of recognition as a non-profit organization operating in the Lansing community for the purpose of obtaining a gaming license; and

WHEREAS, the City Attorney has reported that, based on a review of the documentation submitted, the applicant qualifies as a non-profit organization;

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby recognizes Advent House Ministries, Inc. as a non-profit organization operating in the Lansing community.

By Councilmember Allen

Carried Unanimously

RESOLUTION #240

BY THE COMMITTEE ON GENERAL SERVICES

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor has appointed Paul Novak, 1132 S. Genesee, to the Human Relations and Community Services Board; and

WHEREAS, the Committee on General Services concurs with the appointment of Paul Novak;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the appointment of Paul Novak to the Human Relations and Community Services Board for a term to expire June 30, 2003.

By Councilmember Allen

Carried Unanimously

RESOLUTION #241

BY THE COMMITTEE ON GENERAL SERVICES

MAY 24, 1999

COUNCIL PROCEEDINGS

**RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, Bornor Construction has requested a waiver of the noise ordinance in order to work on the South Capitol Parking Ramp;

By Councilmember Allen

Carried Unanimously

**RESOLUTION #242
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
That the following transfers be approved**

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$2,000	General Fund Estimated Revenue 101-0-170001-0	Parks & Rec. Temp. Help 101-783860-7 07000-0

(Donation from the Friends of Cooley Gardens for temporary assistance during the Spring of 1999, estimated through June 30, at 20 hours per week. Revenue detail account 1010675003-0.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$6,415	LPD REACH Fairshare Fund-Evidence 265-343254-741820-0	Equipment 265-343254-977000-0

(Purchase of two laptop computers for field use, including modem, LAN card, installed software, nylon carrying case and auto AC adapter. Includes shipping and 3 year service agreement.)

~~\$3,475 from LPD Miscellaneous and Operating Expense 101-343234-741800-0~~
~~\$3,475 to Equipment 101-343234-977000-0~~

~~(Replacement of worn/broken office furniture in Detention supervision area as shared by Spectra)~~

THIS TRANSFER FOR LPD IN THE AMOUNT OF \$3,475.00 FOR OFFICE FURNITURE WAS PULLED AND REFERRED BACK TO THE COMMITTEE ON WAYS AND MEANS

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$11,600	LPD Salaries 101-343201-702000-0	Repair and Maintenance 101-343230-746000-0

(Maintenance contract under budgeted for main computer for the current fiscal year. Corrected in FY2000 budget.)

By Councilmember Meyer

To place an affirmative roll on the resolution

By Councilmember Adado

WHEREAS, Council Resolution #247 of May 16, 1994, states how revenues from the Softball Surcharge Proceeds are to be handled; and

WHEREAS, Council approved a \$5 Baseball Player Fee in the FY 1998-1999 budget;

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held on June 28, 1999 in consideration of the issuance of a waiver of the noise ordinance for Bornor Construction.

To separate the question to allow for an individual vote on the issue of the transfer in the amount of \$3,475.00 for the LPD Detention Area

Carried Unanimously

By Councilmember Meyer

To approve the first two transfers of the resolution

Carried Unanimously

By Councilmember Meyer

To approve the second two transfers

Carried Unanimously

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 5

NAYS: 2 (Councilmembers Adado and Murphy dissenting)

By Councilmember Allen

To reconsider the vote on the second two transfers

Carried Unanimously

By Councilmember Meyer

To remove the transfer for LPD Detention Furniture in the Amount of \$3,475 from the resolution and return it to the Committee on Ways and Means

Carried Unanimously

By Councilmember Meyer

To approve the transfer in the amount of \$11,600 for repair and maintenance of the main computer

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 6

NAYS: 1 (Councilmember Adado dissenting)

THIS ITEM, VII B, 5-B, TRANSFER OF FUNDS FOR THE PARKS AND RECREATION DEPARTMENT CLEANUP OF STORM DAMAGE WAS NOT AVAILABLE AT THE TIME OF PRINTING AND WAS SUBSEQUENTLY PULLED FROM THE AGENDA AT THE REQUEST OF COUNCILMEMBER MEYER

**RESOLUTION #243
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

and

WHEREAS, the Parks and Recreation Department has identified a need for a batter's cage at Kircher baseball field; and

WHEREAS, the Mayor has concurred and referred this project for approval;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby approves the use of \$4,000 from the designated account for a batter's cage.

By Councilmember Meyer

Carried Unanimously

RESOLUTION #244
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the General Motors Corporation has expressed intent to develop a new manufacturing facility at the Townsend Street location; and

WHEREAS, the City of Lansing wishes to support this effort and will endeavor to complete specific infrastructure projects, in conjunction with other partners, which will allow General Motors Corporation to move forward with their construction plans, including site grading and filling, work on a Main Street retaining wall and construction of a temporary parking area; and

WHEREAS, the City of Lansing has applied for and received notification of an award of \$3,000,000 from the Michigan Department of Transportation for economic development (Category A) funding in order to fund essential elements of the proposed plant construction;

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Lansing, Michigan hereby authorizes the Mayor to enter into a grant agreement, and to assign and contract for the administration of the Transportation Economic Development (Category A) grant, including establishment of accounts and transfer and appropriation of grant funds.

By Councilmember Meyer

Carried Unanimously

RESOLUTION #245
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE LANSING CITY COUNCIL
RESOLUTION ENDORSING APPLICATION TO
MEDC RENAISSANCE PROGRAM FUND

WHEREAS, the City of Lansing is eligible as a community to apply for \$1,320,000 in Michigan Department of Environmental Quality Site Reclamation Funds with no additional outlay of City of Lansing funds necessary as match; and

WHEREAS, the Lansing Brownfield Redevelopment Authority and the Department of Planning and Neighborhood Development, are working to redevelop brownfield sites in the City of Lansing; and

WHEREAS, the General Motors Corporation property near Townsend Street has been identified as a brownfield site for redevelopment, and the proposed redevelopment project is consistent with the current zoning of the property and the City's master plan; and

WHEREAS, environmental assessment and response activities are necessary prior to any redevelopment,

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of Lansing, Michigan hereby authorizes the Department of Planning and Neighborhood Development to submit an application to the Michigan Department of Environmental Quality for the purpose of requesting Site Reclamation Fund money, and that the Department Director, Dennis J. Sykes, is designated as the project representative, and

WHEREAS, the General Motors Corporation has expressed intent to develop a new manufacturing facility at the Townsend Street location; and

WHEREAS, the City of Lansing wishes to support this effort and endeavors to complete specific infrastructure projects, in conjunction with other partners, which will allow General Motors Corporation to move forward with their construction plans, including the relocation of sewer services, the construction of miscellaneous City sewers, the relocation of gas main, site grading cutting and filling, work on the Main Street retaining wall and the construction of a temporary parking area; and

WHEREAS, the City of Lansing is requesting \$5 million from the Center for Michigan's Renaissance Program to assist with the costs associated with these improvements; and

WHEREAS, the proposed project is consistent with the City of Lansing's River Island Comprehensive Master Plan and general economic development goals,

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of Lansing, Michigan hereby authorizes the Department of Planning and Neighborhood Development to submit an application to the Michigan Economic Development Corporation-Michigan Strategic Fund for the purpose of requesting Renaissance Program money, and that the Department Director, Dennis J. Sykes is designated as the project representative.

BE IT FURTHER RESOLVED, that upon the grant being offered to the City, the Mayor is authorized to enter into the grant agreement and to direct, assign and contract for the administration and monitoring of the grant, including the establishment of appropriate grant accounts and transfers

BE IT FINALLY RESOLVED, the proposed project will be undertaken if the grant is awarded.

By Councilmember Meyer

Carried Unanimously

RESOLUTION #246
BY THE COMMITTEE ON WAYS & MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
RESOLUTION ENDORSING APPLICATION TO
MEDC SITE RECLAMATION FUND

BE IT FURTHER RESOLVED, that upon the grant being offered to the City, the Mayor is authorized to enter into the grant agreement and to direct, assign and contract for the administration and monitoring of the grant, including the establishment of appropriate grant accounts and transfers

BE IT FINALLY RESOLVED, the proposed Brownfield Redevelopment project will be undertaken if the grant is awarded.

By Councilmember Meyer

Carried Unanimously

RESOLUTION #247
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
Central Utilities Complex
And District Cooling System
Proposed City Council Resolution

WHEREAS, Section 5-201 of the Lansing City Charter grants the Board of Water and Light full and exclusive management of the water, heat, steam and electric services, and such other additional utility services of the City of Lansing as may be agreed upon by

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the Board and City Council; and

WHEREAS, The Board wishes to construct and operate a District Cooling System in the City of Lansing to provide Chilled Water for space conditioning, and to construct and operate a Central Utilities Complex for General Motors; and

WHEREAS, Providing Chilled Water and Central Utilities will allow the Board to spread its costs over a larger volume of sales, thus keeping costs lower for all BWL customers; and

WHEREAS, District Cooling and Central Utilities will enable the board to utilize its existing facilities more efficiently by managing demand on both the steam and electric systems; and

WHEREAS, a District Cooling System and Central Utilities Complex provide an economic development incentive to stimulate growth in the City of Lansing; and

WHEREAS a number of building owners and customers in the City of Lansing have expressed interest in connecting to the Board's proposed District Cooling System, and General Motors has expressed interest in receiving services from the Central Utilities Complex;

NOW THEREFORE BE IT RESOLVED that the Lansing City Council hereby agrees that the Board of Water and Light, consistent with State law and the Lansing City Charter, may construct, own, and operate a District Cooling System and a Central Utilities Complex and may sell and provide all of the ancillary utility services to customers, including compressed air, process chilled water, chilled water for heating/ventilation/air conditioning (HVAC), process hot water, building hot water

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-04-99, 2517 E. Mt. Hope Ave, be placed on order of immediate passage.

CARRIED UNANIMOUSLY

BY COUNCILMEMBER ADADO

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-01-99, 2517 E. Mt. Hope Ave, be now passed

YEAS: Councilmembers Adado, Allen, Bauer, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: Councilmember Beal

By Councilmember Adado

That this Ordinance being necessary for the immediate preservation of the Public Peace, Health, or Safety, shall take effect upon its passage

Carried Unanimously

ORDINANCE #2433

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

for HVAC, process cooling water, deionized water, distributed electric supply, industrial pre-treatment and outdoor light

By Councilmember Allen

Carried Unanimously

ORDINANCES FOR INTRODUCTION

There were no Ordinances for Introduction

ORDINANCES FOR PASSAGE

BY COUNCILMEMBER ADADO

That we move to the passage of Ordinances

CARRIED UNANIMOUSLY

BY COUNCILMEMBER ADADO

That the Ordinance when read by its title for a second time, be considered as read in full

CARRIED UNANIMOUSLY

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

The City of Lansing ordains:

Section 1 That the district maps adopted by and incorporated as Section 1246.02 of the Code of ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification on the property described as follows:

Case Number: Z-199, 2517 E. Mt. Hope Avenue Parcel Number:

PPN: 3301-23-376-072

Legal Description: S297 FT LOT 34 SUPERVISORS PLAT FIDELITY FARMS CITY OF LANSING INGHAM COUNTY MICHIGAN

from "A" Residential and "D-1" Professional Office Districts to "D-1" Professional Office District

Section 2 All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3 This ordinance shall take effect thirty (30) days from its passage unless given immediate effect by the City Council

Given Immediate Effect by Motion of Councilmember Adado

MARILYNN SLADE, CITY CLERK

THIS ITEM WAS PULLED FROM THE AGENDA AT THE REQUEST OF COUNCILMEMBER ADADO, AND RETURNED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

BY COUNCILMEMBER ADADO

That the Ordinance when read by its title for a second time, be considered as read in full

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

BY COUNCILMEMBER ADADO

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-02-99, NE Corner of W. Mt. Hope & Todd Ave., be placed on order of immediate passage.

BY COUNCILMEMBER ADADO

Resolved by the City Council of the City of Lansing that the Ordinance providing that THIS ITEM WAS PULLED FROM THE AGENDA AT THE REQUEST OF COUNCILMEMBER ADADO AND REFERRED BACK TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

ORDINANCE #

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification on the property described as follows:

Case Number: Z-2-99, NE Cor. W. Mt Hope & Todd Avenues

Parcel Number: PPN 3301-21383-032

Legal Description: LOTS 8 AND 9, ALSO THE WEST 131 FEET OF LOTS 10 AND 11, BLOCK 19 PARK PLACE CITY OF LANSING INGHAM COUNTY MICHIGAN

from "D-1" Professional office District to "F" Commercial District

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from its passage unless given immediate effect by the City Council.

BY COUNCILMEMBER ADADO

That the Ordinance when read by it's title for a second time, be considered as read in full

CARRIED UNANIMOUSLY**BY THE COMMITTEE ON DEVELOPMENT AND PLANNING****BY COUNCILMEMBER ADADO**

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located Legal Description: THE SOUTH 575 FEET OF THE WEST ¼ OF THE NORTHWEST ¼ OF SECTION 25, T4N, R2W, EXCEPT COMMENCING 660 FT EAST OF WEST ¼ POST, THENCE NORTH 165 FT, WEST 115.5 FT, SOUTH 165 F, EAST 115.5 FT TO BEGINNING, CITY OF LANSING, INGHAM CO, MI

the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-02-99, NE Corner of W. Mt. Hope & Todd Ave., be now passed

YEAS:

NAYS:

ABSENT:

at Z-03-99; 3435, 3627, 3631 Forest Rd, and Vacant MSU Land in the 3500 Block of Forest Rd., be placed on order of immediate passage.

CARRIED UNANIMOUSLY**BY COUNCILMEMBER ADADO**

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-03-99; 3435, 3627, 3631 Forest Rd., and Vacant MSU Land in the 3500 Block of Forest Rd., be now passed

YEAS: Councilmembers Adado, Allen, Bauer, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: Councilmember Beal

By Councilmember Adado

That this Ordinance being necessary for the immediate preservation of the Public Peace, Health, or Safety, shall take effect upon it's passage

Carried Unanimously

ORDINANCE #2434

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1 That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification on the property described as follows:

Case Number: Z-3-99, 3435, 3627, 3631 Forest Rd. and Vacant MSU Land 3500 Blk. Forest Rd.

Parcel Number: PPN: 3301-25-15 F-01H-1

from "F" Commercial and "A" Residential District to "F" Commercial District

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from its passage unless given immediate effect by the City Council

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Given Immediate Effect by Motion of Councilmember Adado

MARILYNN SLADE, CITY CLERK

OTHER BUSINESS

Public Comment on City Related Matters

Ed Simmer of 2609 Dier protested the fact that there is still not a memorial to Vietnam Veterans at the Little Arlington Memorial in Evergreen Cemetery. The City should have a memorial placed there for Vietnam Veterans. It does not have to be elaborate, but there should be something there.

Rick LaFountain of 3200S. Washington said that He has filed a gazillion dollar lawsuit against the City of Lansing Police Department. They are trying to kill him by radiation. He can prove that they are radiating the beef he buys at the grocery stores. Now the Court is violating his rights too, because this lawsuit should have come to court by now. This is a serious case, and it should be handled as quickly as possible. Beverly Miller of 419 Pearl St. said that the North Lansing Project will be starting soon. She wants City Council to help them detour traffic around their neighborhood rather than through it. She said that it is time that the Japanese Sister City Displays should be replaced with African American Displays. Likewise, the Council should be putting more emphasis on our countries needs, like the needs on Indian Reservations out west. They need school supplies too.

Belinda Fitzpatrick of 224 S. Holmes said that after the storm event last week the City's trees were still standing out in front of her house, however after the City Contractor came, it was not. She has concerns about the work done by contractors that are hired by the City to perform services to residents.

Willy Williams of 505 W. Lenawee complimented the people who put out the Eastside Neighborhood Organization News Paper. He said that people should not come to Council Meetings and ask Councilmembers for answers to questions and expect them to answer off the top of their head when they have not had an opportunity to research, nor access to research materials. He said that any resident who has a complain about the increase in sewer rates should go and see Alexander Bolt.

Christine Timmon of 335 E. St. Joseph said that She was very impressed by Councilmember Adado tonight. She commends him for what he is doing. She THE DEVELOPMENT AND PLANNING COMMITTEE to whom was referred Z-2-99, the proposed ordinance to rezone the Northeast Corner of Mount Hope and Todd Avenues from "D-1" Professional Office District to "F" Commercial.

The Committee which analyzed the proposed ordinance and the effect it would have on the area

REPORTS AS FOLLOWS: The Committee recommends Z-2-99, the proposed ordinance to rezone the Northeast Corner of Mount Hope and Todd Avenues from "D-1" Professional Office District to "F" Commercial.

Signed, Lou Adado, Chairperson
Sandy Allen
Tony Benavides

BY COUNCILMEMBER ADADO

That the Report of the Committee be received.

RESOLUTION #249
REPORT OF COMMITTEE

THE DEVELOPMENT AND PLANNING COMMITTEE to whom was referred Z-399, the proposed ordinance to rezone 3425, 3627 and 3631 Forest Road from "F" Commercial and "A" Residential to "F" Commercial.

thanked everyone who bought a copy of her book. It has sold out, and she will have to go into a second printing. She wants to improve the living conditions of landlords in the City of Lansing. She stated that she is doing interviews of Candidates for this summer's City Council Primary Election on her cable access television show. She hopes that we will elect new Council people and that they will stand up for change in the City.

COMMITTEE REPORTS

RESOLUTION #248
REPORT OF COMMITTEE

THE DEVELOPMENT AND PLANNING COMMITTEE to whom was referred Z-1-99, the proposed ordinance to rezone 2517 East Mount Hope from "A" Residential and "D-1" Professional Office to "D-1" Professional Office District.

The Committee which analyzed the proposed ordinance and the effect it would have on the area

REPORTS AS FOLLOWS: The Committee recommends Z-1-99, the proposed ordinance to rezone 2517 East Mount Hope from "A" Residential and "D-1" Professional Office to "D-1" Professional Office District.

Signed, Lou Adado, Chairperson
Sandy Allen
Tony Benavides

BY COUNCILMEMBER ADADO

That the Report of the Committee be received.

CARRIED UNANIMOUSLY

THIS ITEM WAS PULLED FROM THE AGENDA AT THE REQUEST OF COUNCILMEMBER ADADO AND REFERRED BACK TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

REPORT OF COMMITTEE

The Committee which analyzed the proposed ordinance and the effect it would have on the area

REPORTS AS FOLLOWS: The Committee recommends Z-399, the proposed ordinance to rezone 3425, 3627 and 3631 Forest Road from "F" Commercial and "A" Residential to "F" Commercial.

Signed, Lou Adado, Chairperson
Sandy Allen
Tony Benavides

BY COUNCILMEMBER ADADO

That the Report of the Committee be received.

CARRIED UNANIMOUSLY

CITY OFFICER & BOARD REPORTS

1. Letter from the City Clerk submitting Licenses and Bonds for Referral: Peddler/Transient Merchant License - Ricky J. Nelson at 2118 Jolly Rd. (Intersection of Jolly Rd. and Starr Ave.)

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

2. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

3. Letters from the Mayor re:

a. Announcements: Sign Cleanup, Rhino SK Walk/Run, Michigan Women's Historical Center & Hall of Fame Annual Picnic, Annual Friends of Cooley Gardens Plant Sale, Brownfield Site Reclamation, ENO Summit Project Meeting

RECEIVED AND PLACED ON FILE

b. Transfer of Funds: LFD

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

c. Letter of Appreciation from Edward Carpenter of Liskey's in support of the Lansing School District and Gunnisonville Elementary School

RECEIVED AND PLACED ON FILE

d. Conrail License Agreement

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

1. 1998 Public Service Board Evaluation

REFERRED TO THE COMMITTEE ON

3. Z-08-99, 914 through 1008 Washtenaw Ave., 909 through 1003 Washtenaw Ave., 300 through 318 Butler and 912 through 1010 W. Kalamazoo, Petition for Rezoning from "C" Residential to "D-1" Professional Office, filed by Seven Block Area Development LLC to allow for development of an Office/Commercial Center pursuant to the Seven Block Development Area Plan

REFERRED TO THE MAYOR AND THE PLANNING BOARD

4. Letter of Appreciation from Delta Township to Chief Martin of LFD for the Lansing Fire Department's Assistance at a House Fire in Grand Ledge

RECEIVED AND PLACED ON FILE

5. Letter from Belinda Fitzpatrick of 703 S. Magnolia and 224 S. Holmes regarding Code Compliance Violation Notices she received for Tall Grass and Weeds

REFERRED TO THE MAYOR AND THE PLANNING AND NEIGHBORHOOD DEVELOPMENT DEPARTMENT

6. SIU-04-99, 3940 N. Grand River Ave., Special Land Use Petition filed by Rush Equipment Center of Michigan Inc. to allow for the use of the "J" Parking District for the display of motor vehicles for sale (Heavy Equipment and Tractors)

REFERRED TO THE MAYOR AND THE PLANNING BOARD

7. Letter from the State of Michigan Department of Consumer & Industry Services providing notice of a nationwide recall of all Omega brand sprinklers made by Central Sprinkler Corporation

RECEIVED AND PLACED ON FILE

8. Appeal of the Claim Review Committee Decision filed by Viol Trice of 1400 W. Maple St. regarding Property located at 627 N. Pennsylvania Ave

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

PUBLIC SERVICES

f. Principal Shopping District Special Assessment Public Hearing and Identification of Districts

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. Letter from JoAnn Bodiford objecting to the Ordinance prohibiting parking on City Streets between the hours of 2:00 A.M. to 5:00 A.M.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

2. Letter from Roy L. Suckow of 1115 Shirley St. regarding difficulties he experienced in trying to get his Wife to Sparrow Hospital for an emergency visit during the "Michigan Parades Into the 21st Century Parade" on Saturday

REFERRED TO THE MAYOR AND THE POLICE CHIEF

9. Z-09-99, 303 W. Kalamazoo St., Petition for Rezoning from "E-1" Apartment Shop, "E-2" Local Shopping, "G-1" Business, and "J" Parking to "G-1" Business Districts filed by Ingham County to allow for development of the Ingham County Courts Facility & Government Building

REFERRED TO THE MAYOR AND THE PLANNING BOARD

10. Application for Neighborhood Enterprise Zone Certificate filed by Jerome F. Abood for 303 S. Washington Square

REFERRED TO THE ECONOMIC DEVELOPMENT CORPORATION

11. Postcard requesting that the CSO Separation Project be funded, at least partially, through the General Fund Budget

RECEIVED AND PLACED ON FILE

MOTION OF EXCUSED ABSENCE

By Councilmember Leeman

To excuse Councilmember Beal from tonight's proceedings

Carried Unanimously

COUNCILMEMBERS COMMENTS

Councilmember Meyer announced that the Committee on Ways and Means will meet this Wednesday to take up the Transfer of Funds that was pulled from tonight's agenda. He reported that he will be out of town next Tuesday, and asked that He be excused from that meeting

Councilmember Murphy reported attending the retirement dinner that was held for Dr. Abel Sykes of Lansing Community College. A number of Councilmembers were in attendance. He wished Dr. Sykes all of the best in retirement from the City of Lansing. He announced that the Public Safety Committee meeting that was to have

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been held at North School on May 27, 1999, has been postponed, because notices were not sent out to residents in time. It will be rescheduled within the next two to three weeks. He announced that there will be an anniversary rally at Melling Forging on May 25, 1999. The UAW invited all City Councilmembers to attend. It will be held from 2:00 to 5:00 P.M. He introduced Mandal Day a Senior at East Lansing High School who will be going to college on a football scholarship.

Councilmember Leeman thanked all of the citizens who participated in the Neighborhoods in Bloom program that plants flowers throughout the City. He even saw the City Attorney out planting flowers. He asked for a status report on the Fireworks Ordinance.

Councilmember Meyers said that he thinks the flower planters on S. Cedar are very nice. He announced that a flier of activities for the Summer of 1999 is available and is very complete. He urged everyone to look at a copy.

MAYOR'S EXECUTIVE ASSISTANT'S
RESPONSE TO COMMENTS

Mr. Wiener said that there will be another parade this Saturday at 10:00 A.M. and at 11:00 in Little Arlington at the Evergreen Cemetery there will be a memorial service to give thanks for the veterans and their families, to whom we are grateful for our freedom. He urged residents to be patient with the cleanup crews who are taking care of the debris from the storm. Also, please help them by bundling branches and limbs in 4' lengths. He thanked his intern, here from Germany, Raynor School who will be leaving for home next Monday.

Council President Benavides announced that next week's City Council Meeting will be held on Tuesday, June 1, 1999, due to the Memorial Day Holiday.

ADJOURNED 10:00 P.M.
MARILYNN SLADE, CITY CLERK

Councilmember Murphy said that the Committee is still waiting to hear back from the City Attorney on the changes that need to be made to the ordinance. They hope that it will come back within the next few weeks. This will not be ready in time for memorial weekend, but I may be by the 4th of July.

Councilmember Allen thanked everyone who planted flowers on S. Cedar St. in the big concrete planters that were donated. The paint to paint the planters was donated, as were the flowers themselves.



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF JUNE 1, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Benavides, Leeman, Meyer, Murphy

ABSENT: Councilmember Beal

The Invocation and Pledge of Allegiance were led by Councilmember Allen

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of May 17, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Allen

To accept the following under suspension of the rules:

1. From Councilmember Allen; a Resolution Authorizing the Issuance of a Fireworks Display Permit to Larry J. Holley for the City of Lansing Fourth of July Fireworks to take place at Oak Park on Leshar Place
2. From Councilmember Allen; a Resolution of Non-Profit Status for Michigan Community Action Agency Association
3. From Councilmember Allen; a Resolution for Public Improvement on S. Cedar St. for Sanitary Sewer Construction
4. From Councilmember Adado; Z-04-99; 3425 E. Saginaw St. Rezoning Ordinance for Passage
5. From Councilmember Adado; a Committee Report for Passage recommending the adoption of Z-04-99, Rezoning Ordinance

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR
Christine Timmon of 335 E. St. Joseph protested the waste of ink & paper to put this item on the agenda, because whatever Mr. Hepler wants from the City of Lansing, he gets.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

➤ Public Comment on Legislative Matters:

Frank Curtis "X," no address given, stated his support for the grant acceptance from HUD for the Continuum of Care for Homeless Individuals. We need to help the homeless, especially those with children.

LEGISLATIVE MATTERS
RESOLUTIONS

RESOLUTION #250
BY THE COMMITTEE ON
DEVELOPMENT AND PLANNING

MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Councilmember Bauer announced a Garden Tour to benefit the Greater Lansing Housing Coalition that will take place this Saturday & Sunday. The Tour will cover 10 Gardens in the Lansing Area. This Wednesday is the Women's Hall of Fame/Historic Center's "Picnic on the Lawn" at 5:30 P.M.

Mr. Wiener announced that on Saturday June 5th is the Mayor's 3rd Annual Riverwalk which will begin at Potter Park Zoo. Registration is at 8:00 A.M. The walk will wind up at Turner Dodge House. He announced that the YWCA will hold 4 Workshops on Personal Success skills beginning on June 3rd and running every Thursday at 6:30 P.M. at Pilgrim Congregational Church. If you are interested in registering, call the YWCA at 485-7201. He announced that recycling and waste pickup is one day behind this week because of the Memorial Day Holiday.

➤ Special Ceremonies

1. Pat Clark invited everyone to attend the June 5, 1999 "Be a Tourist in Your Own Town" Event. This is the 5th Annual "Be a Tourist" Event and will begin at 10:00 A.M. and run until 5:00 P.M.
2. Murdock Jemerson of the City of Lansing Parks & Recreation Department, along with Diane Fisher of Sparrow Hospital presented an overview of the Super Soccer Plus Program which is a joint effort between the Parks & Recreation Department, Sparrow Hospital and the Mayor's Drug Free Alliance. There were nine teams participating in this year's program whose goal is to promote increased exercise, healthier eating habits and good citizenship for our youth.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

1. In Consideration of SLU-21-98; 700-708 E. Oakland, Special Land Use Petition filed by Harry Hepler to allow for Renovation of Existing Industrial Buildings for Residential Use

RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
SLU-25-98
Special Land Use for a Residential Care Facility
3400 Block of Stoneleigh Drive

WHEREAS, Barbara Kowalski, representing Hospice of Lansing, has requested a Special Land Use permit to construct an eight bed hospice facility (SLU-25-98) in the 3400 block of Stoneleigh Drive, on a 22.5 acre site formerly known as the Solomon gravel pit, and a Special Land Use permit is required for a residential care facility in the "A" Residential District, and

WHEREAS, the Planning Board held a public hearing for the Special Land Use permit on January 12, 1999, where the applicant spoke in support of the petition and some neighborhood people spoke in support and some in opposition to the proposal, and

WHEREAS, a number of neighborhood meetings were held by the Forest View

Neighborhood Association which discussed this development. Staff considers that questions and concerns raised at these meetings will be adequately addressed with the revised site plan, that shows access to the facility from Stoneleigh Drive instead of to Wabash Avenue across Beekman Center property, and

WHEREAS, the Planning Board reviewed the petition and on March 2, 1999, voted unanimously (7-0) to recommend approval of the petition, and

WHEREAS, the City Council held a public hearing on the request by Barbara Kowalski of Hospice of Lansing for a Special Land Use permit on April 19, 1999, and

WHEREAS, the Development and Planning Committee has reviewed the report of the Planning Board and concurs therewith,

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby approves the Special Land Use request (SLU25-98) by Barbara Kowalski, representing Hospice of Lansing, to construct an eight bed residential care facility for hospice care in the 3400 block of Stoneleigh Drive.

BE IT FINALLY RESOLVED that in granting this request, the City Council determines the following:

- The proposed special land use will not change the essential character of the surrounding property, and
- The proposed special land use will not interfere with the general enjoyment of adjacent properties, and
- The proposed special land use will not be hazardous to adjacent properties and will be supervised by Hospice of Lansing on a 24 hour basis, and
- The proposed special land use will not place any demands on public services and

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$73,778.96	Parks & Rec-Grounds & Landscape Wages 101-783822- 706000-0	
\$8,000.00	Grounds UAW Seasonal 101- 783822-707014-0	
\$20,000.00	Forestry Wages Hourly 101- 783821-706000-0	
\$12,000.00	Field Services Admin Salaries 101- 783820-702000-0	
\$10,000.00	Oak Garage Wages Hourly 101- 783813-706000-0	
\$25,000.00	Comm Centers Salaries 101- 783831-702000-0	
\$15,000.00	Bus Mgmt Salaries 101- 783811-702000-0	
\$13,132.80		Storm Damage-Wages Hourly 101- 783825-706000-0
\$8,864.64		UAW Seasonal 101-783825- 707014-0
\$8,361.76		Overtime Salary 101-783825-

facilities in excess of current capacities, and

- The proposed special land use is consistent with the intent of the zoning code and objectives of the current comprehensive plan.

By Councilmember Adado

Carried Unanimously

RESOLUTION #251

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor has appointed Michael A. Kolhoff, 756 Chicago Ave., to the Lansing Historic District Commission; and

WHEREAS, the Committee on Development and Planning concurs with the appointment of Michael A. Kolhoff;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby appoints Michael A. Kolhoff to the Lansing Historic District Commission for a term to expire June 30, 2003.

By Councilmember Adado

Carried Unanimously

RESOLUTION #252

BY THE COMMITTEE ON WAYS AND MEANS RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

That the following transfer be approved;

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$73,778.96	Parks & Rec-Grounds & Landscape Wages 101-783822- 706000-0	
\$8,000.00	Grounds UAW Seasonal 101- 783822-707014-0	
		708000-0
\$64,462.32		Overtime Hourly 101-783825- 709000-0
\$17,677.44		Equipment Rental 101-783825- 745200-0
\$51,280.00		Contractual Services 101-783825- 743000-0

(Funding for storm clean-up, Monday, May 17th. It is estimated that about 40% of costs will be in CDBG eligible areas, in already appropriated Public Improvements accounts. However, actual eligible charges will not be known until work is completed. Given this, the administration is authorized to make additional administrative transfers to actual costs: distributions within the above accounts and should additional General Fund share be needed.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$449,984	Fund Balance Infrastructure 410-0-390000-0	Logan/Birch Triangle 410-933901-971000-43622

(Appropriation of funds from Sale of Logan/Birch Triangle for purchase of the current Union Missionary Baptist church)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$3,918	Finance - Assessor - Temporary Help 101-172720-707000-0	
\$27,445	Miscellaneous and Oper. 101-172720-741000-0	
\$31,363		Equipment 101-172720-977000-0

(Replacement of 19 computer processor units with systems capable of utilizing the new Equalizer software. Funds were originally budgeted for upgrade of systems to use the Windows version. System requirements were changed by the vendor. Funds within the equipment account were to provide a second GIS work station. These will be deferred to complete the above replacements and to provide citizen counter access.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$21,600	Estimated Revenue-General Fund 101-0-170001-0	Fore Collection Fees 101-343501-743100-0

Whereas, the City in a partnership with over twenty (20) agencies in the Greater Lansing area has formed the Greater Lansing Homeless Resolution Network (GLHRN) to develop a strategy and program to more comprehensively and effectively address the needs of the homeless population in the area; and

Whereas, The GLHRN has worked over the past two years to develop and refine a strategy and programs and prepared a plan of action with priority projects; and

Whereas, The GLHRN through the City of Lansing received in the 1996 U.S. Housing and Urban Development Homeless Supportive Housing Program Grant Competition \$1.7 million through the Continuum of Care Homeless Assistance Program to finance its top three priorities in this Comprehensive Program of service and shelter for a three year period; and

Whereas, The GLHRN through the City of Lansing Received in the 1997 U.S. Housing And Urban Development Homeless Supportive Program Grant Competition \$917,367 through the Continuum of Care Homeless Assistance Program to finance its top two priorities in this comprehensive program of service and shelter for one project for a three year period and another project for a five year period; And

Whereas, The GLHRN through the City of Lansing received in the 1998 U.S. Housing and Urban Development Homeless Supportive Program Grant Competition \$718,524 through the Continuum of Care Homeless Assistance Program to finance its top two priorities in this comprehensive program of service and shelter for a three year period; and

Whereas, The GLHRN through the City of Lansing received in the 1998 Michigan State Housing Development Authority Homeless Grants Emergency Shelter Grants Program \$230,100 for existing and new emergency shelter program needs for the homeless; and

Whereas, The City of Lansing in 1997 Provided \$54,690 to purchase computer and related hardware needs for GLHRN continuum of care sites; and

(Additional collection fees needed due to higher than estimated ambulance revenue. Collection fees are 10% of revenue. Revenue detail account 101-0634000-0.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$3,475	LPD Mix. & Oper. Expense - Detention 101-343224-741000-0	Equipment - Detention 101-343224-977000-0

(Office area shared by five sergeants as shift supervisors for Detention. Would provide modular desk and files, replacing old and broken furniture and file cabinet.)

By Councilmember Meyer

Carried Unanimously

RESOLUTION #253
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Whereas, it is the objective of the city of Lansing to work in partnership with other organizations to provide shelter and supportive services to homeless individuals and families, and to work together to assist this special needs population in acquiring permanent housing and attaining self sufficiency; and

Whereas, The GLHRN through the City of Lansing will apply to the 1999 Department of Housing And Urban Development on a competitive basis for a grant in the amount of \$1,417,934 Million through the Continuum of Care Homeless Assistance Program to provide a permanent housing for Persons with Disabilities, A long term case management program for the homeless, and two clinicians for situational therapy and counseling for the homeless; and

Whereas, the maximum match that may be incurred by the City and its sub-recipients will not exceed \$55,000 and will be covered through funds that will be made available through the Michigan State Housing Development Authority and/or through the City's Home And CDBG Programs;

Now, Therefore, Be it Resolved that the City Council authorize the Administration to apply for the Grant, and to sign and execute all necessary documents to accept the Grant, and subsequent review and approval by the City Attorney, should the application be approved by HUD.

Be it Further Resolved, that if the proposed Grant is received, in an amount requiring less than or equal City match to the amount indicated in this resolution, the Administration is authorized to create appropriate accounts and transfer necessary funds to administer and monitor the Grant.

1999 HUD GRANT PROJECT REQUESTS

AGENCY	PROJECT	PROJECT REQUEST	TOTAL ADMIN
Volunteers of America	Permanent Housing for Persons w/ disabilities	\$262,500	\$12,500
American Red	Long-Term Case		

JUNE 1, 1999

COUNCIL PROCEEDINGS

Cross	Managers for Homeless	\$856,184	\$48,771
CEE Community Mental Health	Two Master's Level clinicians for situational therapy and counseling for homeless	\$299,250	\$14,250
		\$1,417,954	\$67,521

By Councilmember Meyer

Carried Unanimously

RESOLUTION #254

BY THE COMMITTEE ON PUBLIC SERVICES

WHEREAS, the Public Service Department has established the need for construction of sanitary sewer facilities for Cedar Street from Curry Lane to 400 ft north; and

WHEREAS, the City Council has determined that this proposed public improvement will benefit especially properties in the vicinity of the work to be done and that a benefit district pursuant to Chapter 1044 of the Lansing Code of Ordinances should be established to be specially assessed for the public improvement.

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby determines it to be of a public necessity to construct the following public improvements: construct the necessary sanitary sewer facilities in Cedar Street from Curry Lane to 400 ft north; and

BE IT FURTHER RESOLVED that the cost of these improvements is to be financed by special assessments to the benefited property owners, and that the City's public share of the project shall be paid from the City Share Sanitary Sewer Fund, and

BE IT FINALLY RESOLVED that the Department of Public Service is hereby authorized to prepare necessary plans and specifications for these improvements, obtain the necessary easements for construction, and to determine the cost of said project in sufficient detail to establish the special assessment district and the applicable assessment to the properties in the district, and to furnish said information to the Mayor and City Council.

By Councilmember Allen

To discharge the Committee on Public Services from consideration of this item

Carried Unanimously

By Councilmember Allen

To place an affirmative roll on the Resolution

Carried Unanimously

RESOLUTION #255
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Clerk has forwarded an application for a City Permit, which has been routinely processed without objection and is ready for final action by this Council;

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby approves the following application for a City Permit for:

FIREWORKS DISPLAY PERMIT: Larry Holley for City of Lansing Parks and Recreation Department Fourth of July Fireworks Display at Oak Park, 601 Leshar Place.

CARRIED UNANIMOUSLY

RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
PUBLIC IMPROVEMENT I

WHEREAS, the building at 5812 S. Cedar Street is connected to a septic tank which has failed and the Ingham County Public Health Department has strongly recommended the building be connected to the public sanitary sewer; and

WHEREAS, there may be additional houses in this vicinity on S. Cedar Street connected to septic systems which are currently working; and

WHEREAS, there is no public sanitary sewer in this section of Cedar Street to service this property; and

By Councilmember Allen

To discharge the Committee on General Services from consideration of this item

Carried Unanimously

By Councilmember Allen

To place an affirmative roll on the resolution

Carried Unanimously

RESOLUTION #256
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Michigan Community Action Agency Association has requested a resolution of recognition as a non-profit organization operating in the Lansing community for the purpose of obtaining a gaming license; and

WHEREAS, the City Attorney has reported that, based on a review of the documentation submitted, the applicant qualifies as a non-profit organization;

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby recognizes Michigan Community Action Agency Association as a non-profit organization operating in the Lansing community.

By Councilmember Allen

To discharge the Committee on General Services from consideration of this item

Carried Unanimously

By Councilmember Allen

To place an affirmative roll on the Resolution

Carried Unanimously

ORDINANCES FOR INTRODUCTION

There were no Ordinances for Introduction

ORDINANCES FOR PASSAGE

BY COUNCILMEMBER ADADO

That we move to the passage of Ordinances

BY COUNCIL MEMBER ADADO

That the Ordinance when read by its title for a second time, be considered as read in full
Carried Unanimously

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING**BY COUNCIL MEMBER ADADO**

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-04-99, 3425 E. Saginaw St., be placed on order of immediate passage.

Carried Unanimously

BY COUNCIL MEMBER ADADO

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-04-99, 3425 E. Saginaw St., be now passed

YEAS: Councilmembers Adado, Allen, Bauer, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: Councilmember Beal

By Councilmember Adado

That this Ordinance, being necessary for the immediate preservation of the Public Peace, Health, or Safety, shall take effect upon its passage

Carried Unanimously

ORDINANCE #2435

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

OTHER BUSINESS**Public Comment on City Related Matters**

Frank Curtis "X," no address given, read a letter from Dennis Sykes, Director of the Planning and Neighborhood Development Department regarding his proposal for a recreation center for children in the City.

Elliot Eberbach, no address given, spoke regarding the petitions filed by residents of Horton St. protesting the use of a Park area as a construction staging area. This is dangerous for children in that area and it creates a lot of extra traffic.

Patrick Gross of 237 Horton stated his agreement with the statements made by the previous speaker. Mr. Wiener announced that the staging area will be moved within a week.

Gayle Gardner of 237 Horton St. said that she is here to protest the use of a Park area as a staging area for construction equipment, too.

Rick LaFountain of 3200 S. Washington Ave. said that he has discovered that his lawsuit

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification on the property described as follows:

Case Number: Z-4-99, 3425 East Saginaw Street

Parcel Number PPN 3301-11-46-053

Legal Description: That part of the Southeast 1/4 of Section 11, Township 4 North, Range 2 West, City of Lansing, Ingham County, Michigan, beginning on the Section Line at a point South 00°19'30" East 2,132.5 feet from the East 1/4 pos: of said Section 11, running thence South 89°40'30" West 333.0 feet, thence South 00°19'30" East 716.5 feet, thence South 28°00' East 224.1 feet to the Northerly right of way line of Saginaw Street (Highway M-78) and 50 feet from the center line thereof, thence along said right of way line on the arc of a curve to the left whose radius is 1,382.69 feet and whose chord bears North 59°36' East 89.5 feet to the point of tangency, thence North 57°15' East 179.10 feet to the intersection of the right of way line of Saginaw Street with the East line of said Section 11, thence North 00°19'30" West 129.04 feet on the section line to the point of beginning

from "F" Commercial and "J" Parking Districts to "F" Commercial District.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from its passage unless given immediate effect by the City Council.

Given immediate effect by motion of Councilmember Adado

MARILYN SLADE, CITY CLERK

again: the LPD was never put into the computer because of a conspiracy between the LPD and the banks.

Darnell Oldham, Sr. of Berwick Dr. said that on June 14, 1999 at 6:00 P.M. the March for Justice will hold a meeting about police brutality at the Friendship Baptist Church. He invited everyone with a story to tell to attend.

Belinda Fitzpatrick of 224 S. Holmes St. stated that her name has been removed from the November 1999 General Election Ballot as a Third Ward Candidate, because she was unable to pay Ingham County on April 9th, as their computers were not working properly, and as a result, she is in default on her property taxes. She will be going to Court on June 2nd to try to obtain an injunction to get her name returned to the ballot.

Christine Timmon of 335 E. St. Joseph said that the City is gearing up to give another favor to Joel Ferguson by arranging the acquisition of Capitol Commons III, for which he is in foreclosure. She stated her opposition to this favoritism.

COMMITTEE REPORTS**RESOLUTION #257**

REPORT OF COMMITTEE

THE DEVELOPMENT AND PLANNING COMMITTEE reviewed the letter that Karl Gotting sent on behalf of the Greater Lansing Non-profit Housing Coalition (GLNHC) to the Council on May 17, 1999. The letter explained that Capital Commons III is in arrears on its mortgage loan from the Michigan State Housing Development Authority (MSHDA) and that MSHDA has given notice to the owners of Capital Commons of its intent to foreclose.

The GLNHC is interested in taking over ownership of the Capital Commons III and to help ensure the success of its prime service area. The economics of the project would require the City Council to approve a PILOT of no more than four percent for the property.

The Committee reviewed the Council approved one-year moratorium on new PILOTS for new non-senior citizen developments the intention of which would allow the Planning and Neighborhood Development Department time to complete a housing survey. The Department staff noted the survey was nearly completed.

THE DEVELOPMENT AND PLANNING COMMITTEE REPORTS AS FOLLOWS: The Committee members were very supportive of the concept of GLNHC acquiring ownership of the Capital Commons III and being granted an appropriate PILOT. The Committee requests the administration work with the Greater Lansing Non-profit Housing Coalition and then submit a recommendation to the Committee regarding a PILOT for the property upon GLNHC's ownership.

Signed, Lou Adado, Chairperson
Sandy Allen
Tony Benavides

BY COUNCIL MEMBER ADADO

That the Report of the Committee be received.

CARRIED UNANIMOUSLY

CITY OFFICER & BOARD REPORTS

1. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

2. Letter from the Board of Water & Light requesting authorization for the Release of Easement on Properties located in the 101 Block and the 111 Block of Michigan Ave

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

3. Letter from the City Attorney re: Aljay Lockett Jr. v City of Lansing, et al

RECEIVED AND PLACED ON FILE

4. Letters from the Mayor re:

a. Capital Area Rail Council Preliminary Agenda

RECEIVED AND PLACED ON FILE

b. Transfer of Funds: Planning & Neighborhood Development Department

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

SIGNED: Lou Adado, Chairperson
Sandy Allen
Tony Benavides

BY COUNCIL MEMBER LOU ADADO

That the Report of the Committee be received.

CARRIED UNANIMOUSLY

RESOLUTION #258
REPORT OF COMMITTEE

THE DEVELOPMENT AND PLANNING COMMITTEE to whom was referred Z-499, the proposed ordinance to rezone 3435 East Saginaw Street from "F" Commercial and "J" Parking to "F" Commercial District.

The Committee which analyzed the proposed ordinance and the effect it would have on the area

REPORTS AS FOLLOWS: The Committee recommends Z-4-99, the proposed ordinance to rezone 3435 East Saginaw Street from "F" Commercial and "J" Parking to "F" Commercial District.

c. Sale of Property located at 909 W. Kalamazoo St.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

d. Easement: Jackson National Life Facility in Alaiedon Twp.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

e. Request for Extension of Time on the Agreement for the Purchase of Pine Tree Rd Property

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

f. Appointment of Antonia Miemik of 629 W. Lapeer St. to the Historic District Commission for a Term to Expire June 2003

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

g. Westbound M-43 Street Closure

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

h. Tri-County Office on Aging Brochures

RECEIVED AND PLACED ON FILE

i. Fiscal Year 1998 Park Board Evaluation

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

j. Lansing Neighborhood Council request for Potter Park Zoo Passes

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

k. LPD Monthly Reports

REFERRED TO THE COMMITTEE OF THE WHOLE

- l. Administrative and Executive Transfers (268-280)

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- m. Request for Repeal of Box Elder Tree Ordinance, Chapter 688, Section 688.08

REFERRED TO THE CITY ATTORNEY

- n. ACT-05-99: 1223 Turner St. Architectural Projections over the Public Right of COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. Claim filed by Gregory and Kathleen Fox of 3801 Glasgow Dr. for damage caused by sewer backup during the April 23, 1999 Storm Event

REFERRED TO THE CITY ATTORNEY

2. 152 Additional Petition Signatures from Residents in the Horton St. area protesting the use of Parkland as a Construction Staging Area and Storage Area

REFERRED TO THE MAYOR AND THE PUBLIC SERVICE COMMITTEE

3. Application for Industrial Facilities Exemption Certificate from General Motors Corporation and letter submitting corrections to the Application that was filed on May 24, 1999

REFERRED TO THE ECONOMIC DEVELOPMENT DIVISION OF THE PLANNING AND NEIGHBORHOOD DEVELOPMENT DEPARTMENT

4. Application for Exemption of New Personal Property filed by General Motors Corporation - North America Car Group of 30001 Van Dyke, Warren, MI for their Townsend

REFERRED TO THE ECONOMIC DEVELOPMENT DIVISION OF THE PLANNING AND NEIGHBORHOOD DEVELOPMENT DEPARTMENT

5. Letter from the Northtown Neighborhood Association requesting that water service be restored to Bancroft Park

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES AND THE PARKS BOARD

6. Letter from Christine Timmon of 335 E. St. Joseph requesting the installation of a left turn signal at the intersection of Pennsylvania and Kalamazoo Streets

REFERRED TO THE MAYOR AND THE TRAFFIC BOARD

7. Letter from the State of Michigan Department of Transportation submitting a Contract for Reconstruction work on Miller Rd. from Waverly Rd. to Pleasant Grove Rd. including Storm sewer, Curb & Gutter, Sidewalk and Sanitary sewer relocation

REFERRED TO THE PUBLIC SERVICE BOARD

Mr. Wiener asked for well wishes on behalf of Mayor Hollister's Mother, who has recently undergone knee surgery. He announced that Parks & Recreation Director R. Eric

Way

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- o. Z-05-99: 3940 N. Grand River Ave.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- p. Z-06-99: Vacant Property South of 602 Woodbury Street

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

8. Request for Recognition of Non-Profit Status from Pet Support Services, Inc. of P.O. Box 18041

REFERRED TO THE CITY ATTORNEY AND THE GENERAL SERVICES COMMITTEE

9. Letter from Dave & Kathleen Neumeister of 5630 S. Washington requesting that water service be restored to Bancroft Park

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES AND THE PARKS BOARD

10. Letter from George L. Griffiths of 1790 Schoolcraft St. in Holt thanking the City Council for their support with regard to the Moratorium on the Use of City Funds for the Purchase of the Detroit News and the Detroit Free Press

RECEIVED AND PLACED ON FILE

11. Letters from Ernest Prince of 1541 Knollwood regarding complaints that he has had in the past with the response and attitude of Lansing Police Officers

REFERRED TO THE MAYOR

12. Four postcards requesting that the CSO Separation Project be funded, at least partially, through the General Fund Budget

RECEIVED AND PLACED ON FILE

MOTION OF EXCUSED ABSENCE

By Councilmember Adado

To excuse Councilmember Deal from tonight's proceedings

Carried Unanimously

COUNCILMEMBERS COMMENTS

Councilmember Leeman reported attending the dedication of Claude Ramey Park last weekend. This was a very nice event.

Councilmember Adado enquired as to the dates for the Garden Tour that Councilmember Bauer announced earlier in the meeting

Councilmember Bauer sent get well wishes to Don Sprouse.

MAYOR'S EXECUTIVE ASSISTANT'S
RESPONSE TO COMMENTS

Reickel has reported that Potter Park Zoo is operating under extended hours for the summer. They are open from 9:00 A.M. to 7:00 P.M. Monday through Sunday.

JUNE 1, 1999

COUNCIL PROCEEDINGS

ADJOURNED 8:15 PM
MARILYN S. ADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF JUNE 7, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: None

The Invocation and Pledge of Allegiance were led by Carol Wood

APPROVAL OF MINUTES

There were no Printed Proceedings for Approval

CONSIDERATION OF LATE ITEMS

By Councilmember Leeman

To accept the following under suspension of the rules:

1. From Councilmember Leeman; Petition Signatures regarding a traffic problem at N. Hayford and Michigan Ave.
2. From Councilmember Allen; an Application for Appropriation of Community Use Funds from Cristo Rey Community Center
3. From Councilmember Allen; an Application for Appropriation of Community Use Funds from The Michigan Mile
4. From Councilmember Murphy; a Request that a Special Ceremony be added to the Agenda for a presentation by the Student Delegation to Sister City Otsu, Japan
5. From Councilmember Adado; a Tribute honoring Steve Nikkel of the Microenterprise Fund
6. From Councilmember Bauer; a Resolution accepting the resignation of Fran Knot
7. From Councilmember Bauer; a Resolution Authorizing the Reclassification of a Member of Council Staff

Carried unanimously

- b. Councilmember Murphy, along with Mayor Hollister, introduced the Student Delegation recently returned from Our Sister City, Otsu, Japan. This is part of the student exchange program that our two Cities take part in. Mayor Hollister thanked the students for serving as ambassadors for our City in this far away land. It is very important that they be here with us tonight, when all of the General Motors Representatives are here and can see the kind of ambassadorship they are building. It is nice to see School Board President Sharon Peters in the audience tonight representing her students.

Councilmember Murphy stated that Lansing is well represented everywhere we go. He thanked the Student Delegation for doing such an excellent job tonight and Sharon Peters for being here to support them.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

- a. In consideration of an Application for Industrial Facilities Exemption

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Councilmember Allen urged everyone to participate in the Michigan Women's Hall of Fame "Picnic on the Lawn" to be held on Wednesday, June 9, 1999 from 5:30 P.M. to 7:30 P.M. Tickets are \$35.00 per person.

Councilmember Beal announced that Pattengill Middle School Students who invented the "Light for Life" smoke alarm device that was involved in a competition in Disney World have won 4th Place Prizes for their invention. She congratulated the Students and their Teacher, Andon Pogoncheff.

➤ Special Ceremonies

a. Councilmember Meyer, along with Mayor Hollister and Carol Wood introduced Julie Teed and presented her with a resolution of tribute. Ms. Teed, a community activist, works for Citizens Bank who every year selects a recipient for their Citizenship Award which rewards community activism by providing a donation to the Employee selected as having done the most community volunteer work. This donation can then be turned over to the Neighborhood Program of their choice. This year, they selected Julie Teed. Ms. Teed has chosen to have this year's donation of \$1,000 awarded to the Greater Lansing Housing Coalition.

Ms. Teed accepted the award on behalf of everyone who gives time to their community as a volunteer. She presented a check in the amount of \$1,000 to Almus Thorpe, of the GLHC. Mr. Thorpe thanked Citizens Bank and Ms. Teed for making this donation to their program.

Mayor Hollister noted that this is one of Lansing's strengths. A host of committed Community Activists who volunteer their time and service to better the City. He recently had a representative from Wall Street in Lansing evaluating Lansing's neighborhoods. This person was very impressed with the revitalization of our neighborhoods.

Councilmember Meyer thanked Ms. Teed and Citizens Bank for what they have given back to the community.

Certificate filed by General Motors Corporation for their Facility located on Townsend St.

Mayor Hollister introduced Bob Anderson of General Motors, Project Manager for the proposed plant. Mr. Anderson will, in turn, introduce members of their Public Relations Department, Chamber of Commerce, The Blue Ribbon Committee, The Lansing School District, and the Lansing Township Supervisor.

Bob Anderson said that He represents the team that is developing the new assembly plant. General Motors competes in a global market and they must continually make investments in their plants. This new construction will mean up to 1,500 new jobs for the Lansing area. The existing facility is not suitable because of changes in processing development. They will use emissions control practices that are equivalent to, or better than the emission control terms that were worked out between General Motors, the State of Michigan and the residents near the Fisher Body Plant, to make sure that the paint odor emissions will not be a consideration. Lansing is the last City in North America where car bodies are built off-site and shipped to the final assembly facility. Operations plants will produce the doors and body sides.

They will be shipped to this facility for painting and then sent on to train and chassis operations within the facility on Townsend. Their investment in this facility is approximately \$476,000,000. This facility will generate approximately \$19,000,000 in new tax revenues over a fourteen year period. Additionally, the City will get \$9,500,000 for infrastructure improvements. He introduced Bob Trezise, Jr. of the Lansing Regional Chamber of Commerce.

Bob Trezise of the Chamber of Commerce announced that they support this Industrial Facilities Exemption Certificate. This is a remarkable event for the City of Lansing and the entire Mid-Michigan Region. This will make Lansing the envy of every City in America. By landing this General Motors Automotive Plant they will have more impact on Local, State and Regional economies than any other event. Mid-Michigan has become a model for the interaction of Cities with Multi-national Companies. He congratulated the City of Lansing, Lansing Township and Delta Township on the success of this project.

Bob Anderson introduced Ray Dickerson, representing the Blue Ribbon Committee. Mr. Dickerson reported that this Committee worked very hard to bring about a new plant for the City of Lansing. It was their goal to bring this new plant to the City, and at first they were told that it was a goal they could not achieve, because there was not room for the type of plant that would be needed.

Bob Anderson introduced Jim Donaldson of the State of Michigan Economic Development Corporation. Mr. Donaldson said that it is great to be partners with General Motors and the City of Lansing on this project. The state is making funding available for infrastructure improvements, as well as tax abatements from the State. Sharon Peters, President of the Lansing School Board, said that she is pleased to be here tonight in support of Lansing School Students. She served as a member of the Blue Ribbon Commission. This abatement does not harm revenues to the School District. This will help attract families and students to the community. The School Board pledges to produce the best talented young people and the best able young people to make this a successful working plant. She urged Councilmembers to support the tax abatement.

Carol Wood of 1018 W. Lapeer said that it is important that we make General Motors aware that we want them as a member of our community. We need to acknowledge what GM is doing is a vital part of this City. General Motors and their Union Workers make a product that Lansing can be proud of. She urged Councilmembers to support this request.

Dr. Patricia Keir of Lansing Community College stated her support of this request for an Industrial Facilities Exemption Certificate. The continued presence of General Motors is vital to the City, the College, and the State. LCC is a longtime partner with GM for the provision of a trained work force for General Motors. They have developed a proposal for a new Michigan Training Technical Center to be located across from General Motors in Lansing. She introduced Jim Anderson, LCC's new President.

Gordon Wilson of 2304 Midwood said that now we have to get our cars up to a world class quality. They are accomplishing this in the plants through the use of team work and continuous improvement programs. In Lansing a work force is the cream of the crop. He asked Councilmembers to support this tax abatement.

Mayor Hollister announced the conclusion of the presentation. He stated his appreciation to the representatives of the different groups that came tonight to speak in support of the tax exemption. It is extraordinary to see this type of assemblage come together for the purpose of building a new North American Car Plant.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

COUNCIL PRESIDENT BENAVIDES CALLED A 5 MINUTES RECESS OF THIS LANSING CITY COUNCIL MEETING.

THIS MEETING OF THE LANSING CITY COUNCIL RECESSED AT 8:08 P.M. AND WAS RECONVENED BY PRESIDENT BENAVIDES AT 8:15 P.M.

b. In consideration of an Application for Exemption of New Personal Property filed

They support this abatement by the City, and request that the City Council vote in favor of it.

Joe Drollet was introduced by Mr. Anderson, and asked Councilmembers to pass this incentive. This is the first step towards making sure that the region is viable for the next 50 years.

John Daher, Lansing Township Supervisor, said that He was a member of the Blue Ribbon Committee and Quick Response Team. They have worked very hard in the past 18 months to help retain General Motors in Lansing. Many people moved to Lansing to work at General Motors, because jobs were plentiful in Lansing and Lansing Township. At one time, Lansing was the largest producer of cars in North America. They lost that title for awhile, but want to regain it. We must continue to provide GM with an excellent work force and with tax incentives from State and Local Government. City Council is poised to do so tonight, but we must continue to do so in the future, in order to retain our #1 Title.

Paul Pratt, Ingham County Commissioner, stated his support for this tax incentive. State Law does not give County Governments any formal roll in decisions regarding tax abatements, but the County Board of Commissioners has taken a stance of strong support for this project. All thirteen Commissioners are elected every two years and last fall they were given a strong message from the voters that they want to keep General Motors in the area. This is a good deal for the City, especially considering what would happen if we were to lose GM. The largest portion of their request is the elimination of personal property tax under Public Act #328.

by General Motors Corporation for Machinery and Equipment to be Located at their Facility on Townsend St.

Comments with regard to this public hearing were taken in conjunction with the public hearing immediately preceding this one.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

c. In consideration of a Special Assessment for the Principal Shopping District and Environs

Steve Edwards of 1706 Kelly Rd. in Mason said that he owns a business property on N. Washington Ave. He asked what the PSD is doing for his business. He pays between \$700 and \$900 per year in fees to this organization and does not know what it goes for. The only improvement he has seen so far has been the planting of a tree. He has never been approached by anyone in the PSD to find out what his business needs are. He would like to know what it is that he is paying for. He employs seven people on a full time basis and has two tenants. He has put \$60,000 in repairs into his building, and would like to see a benefit to him for the money he pays in.

Tom Branson of 420 E. Michigan Ave. said that he is the Manager of MotiHouse. He supports the PSD Assessment. They provide great services to the districts and a very clean environment for the businesses.

Amy Collett of Old Town Main Street at 1216 Turner St. stated her support of this special assessment.

Ann Brazeau of Haslett said that she is a consultant to the PSD Board of Directors. She stated her support of this special assessment.

Jan Hayden of Michigania stated her support for this special assessment.

Roy Donald, no address given, said that He too, would like to know what this special assessment pays for and what services are provided to businesses.

Councilmember Beal announced that the Public Service Committee is meeting this Thursday, and if there is a lot of interest, they may schedule a second meeting.

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

➤ Public Comment on Legislative Matters:

Suzy Carver of the Lansing Area Safety Council stated her support for the rezoning at the NE corner of Todd and Mt. Hope Ave., Z-02-99.

Leela Madhavi Rau of 1711 Bradley requested that Z-02-99 be tabled.

Rosaline Line of 1840 Todd said that this business plans on a three fold increase. This will be a big structure. This business has 100 customers on a good day now and who knows how high that number will go when they increase their size. She is also concerned about the gated entrance that will exit onto Todd Ave. It may be gated, but it is still an entrance that may be used for semi trucks to deliver to the rentals. She is concerned about combustibles and explosives that they must keep on premises to start up and run their large machinery.

Duane Baker of 1834 Todd stated his opposition to Z-02-99 NE Corner of Todd and Mt. Hope. He is opposed because of the traffic and noise and loss of property values. He thanked Councilmember Meyer for going out to look at this property, and Councilmember Leeman for telling them how to file a protest petition.

Nancy Brown of 1822 Todd said that she has put a lot of work and money into her home. She feels that the residents are being railroaded. This is a residential neighborhood and they want to keep it that way.

Jeremy Hidalgo of 1846 Todd Ave. said that everyone in this area is very much opposed to Z-02-99 the rezoning at the NE Corner of Todd and Mt. Hope. Almost everyone on this street owns their homes. This is not a rental district, but with commercial property moving in, it may come to that. He asked what they are going to do about the request to table that was made by a previous speaker.

Councilmember Deal explained that it is not appropriate for them to take the request to table up at this time. They will deal with that when the time is appropriate.

Trina Hidalgo of 1846 Todd Ave. stated her opposition to Z-02-99, because of the impact it will have on their neighborhood.

Howard Jones of 426 W. Barnes said that he is a member of the Moores Park Neighborhood Organization. There are already commercial businesses in this area. Atlas Drop Forge and Atmosphere Annealing are across the street on Mt. Hope and the Fire Station is on Todd Ave. These petitioners, the Engman's, have been in this neighborhood for 25 years. This rental operation has been in this area since 1960. In all of that time, he has never heard any complaints from residents about this business. He checked with the Code Compliance Office and there have not been any written complaints against this business, either. This will be a great addition to this neighborhood. It is a clean and neat operation. If this is left as a vacant lot with tall grass and weeds obscuring the view of the property, who is to know what is going on there, and who is using this property as a meeting place at night and what kind of business transactions are taking place there? This is a responsible small business that has been in this city for the last 35-40 years. They are good neighbors and they support the community in whatever way they can. He feels that the executive Angela Carangi of 1817 Coleman Ave. said that the building that is proposed is 7,200 square feet. The current building takes up 2,300 square feet right now. Commercial businesses are already encroaching into their neighborhood.

Pamela Heverly of 227 Smith said that she personally distributed information about the neighborhood organization meetings to discuss the proposal for rezoning to each and every house on Todd St. so that the residents could meet Diana Engman's. She also took around the petition to residents.

Arden Heverly of 227 Smith said that they are the second house from the fire station which is next to the property that the Engman's want to build their business on. The City of Lansing should want to encourage people to come into the City and buy property and spend money. It would be an inconvenience to him to have this business move into this lot, because he plays ball there with his kids, but he does not own the property and he does not expect to be able to tell the property owners how to use their property. He cannot believe that these other people from the neighborhood feel that they can tell someone what to do with their own property, either.

Eric Line of 910 Cleo said that the neighborhood organizations left them out of the meetings on this issue. He read a statement from Sam Kwon, Sr. Planner for the City of Lansing Planning and Neighborhood Development Department and a portion of the recommendations of the Lansing Planning Board.

meeting should not have taken place, and their decision was not approved by the general membership.

Councilmember Leeman asked Mr. Jones if the cars from the plants across the street were to park on this property, how many cars would we be talking about and would they come off of Mt. Hope, or off of Todd? Mr. Jones responded that they would come off of Todd from Atlas Drop Forge and would equal about 35-40 cars parked there during two shifts.

Councilmember Meyer asked Mr. Jones how much this business would be able to increase if this rezoning goes through. Mr. Jones indicated that he does not know the answer to that question, but they have really outgrown their current location and they have had to store their equipment closer and closer to the sidewalk, which is a safety hazard.

Dave Ledebuhr of 307 Loree Dr. said that he represents Mussellman Realty, said that a tremendous amount of time has gone by, and the applicants for Z-02-99 have done a great job of trying to iron out all of the details of the rezoning. This proposal will cater to the needs of the Neighborhood. This will be good for the area and provide needed economic development. It will provide a tax base and increase property values, not decrease them.

Susan Moore-Parr of 1117 Redcliffe stated her support of Z-02-99. She is a realtor and the Sister-in-Law to the owners of A Complete Rental. They are not increasing the size of their business, just getting a bigger space for the equipment they have now, which has to be left outside at their existing facility. None of these neighbors who are protesting the rezoning have come forward to work with them to try to iron out their objections.

Diana Engman of 1020 S. Mt. Hope Ave. said that her business has a large customer base in this neighborhood. Eight weekends out of the year are busy weekends for them. They have another warehouse off site. They are not growing larger, they have just outgrown their current location. They want to put everything under one roof. A lot of people in this neighborhood depend on them as a rental store. They have never received a complaint about noise in the 22 years that she has owned this business. They are open Monday through Saturday from 7:00 A.M. to 8:00 P.M. The doors to the equipment storage will be on the east side of the building, in order to buffer noise from the residents. They will have ample parking in their parking lot so that no one will have to park in the streets. They have never gotten a tax abatement, never even asked for one. They employ people from the neighborhood and do whatever they can to support the Schools and Neighborhood events. They followed protocol in filing this application. She met with the Todd Street neighbors.

**RESOLUTION #259
BY THE COMMITTEE ON PERSONNEL
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the Personnel Committee reviewed and accepted the Personnel Department's recommendation for reclassification;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, amends the Council Staff Rules, dated November 9, 1998, to delete the position of Senior Secretary (Level 27) and replace it with the position of Administrative Secretary (Level 29) effective December 14, 1998.

By Councilmember Bauer

Carried Unanimously

**RESOLUTION #260
BY THE COMMITTEE ON PERSONNEL
RESOLVED BY THE CITY COUNCIL OF**

THE CITY OF LANSING

WHEREAS, Fran Knot, having worked for the Council for over 23 years, recently submitted a letter of resignation to permit her to spend more time with her family;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, accepts the resignation of Fran Knot.

By Councilmember Bauer

Carried Unanimously

ORDINANCES FOR INTRODUCTION

INTRODUCTION OF ORDINANCES

The following ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by providing for the rezoning of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the Code for:

Z-5-99, 3940 N. Grand River Avenue, Southwesterly 95 ft thereof, "A" Residential District to "J" Parking District

was introduced by Councilmember Adado, read a first and second time by its title and referred to the Committee on Development and Planning

RESOLUTION #261

BY COUNCILMEMBER ADADO

RESOLVED BY THE CITY COUNCIL OF

was introduced by Councilmember Adado, read a first and second time by its title and referred to the Committee on Development and Planning

RESOLUTION #262

BY COUNCILMEMBER ADADO

RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, June 28, 1999, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of opposing and/or approving the proposed Zoning Map Amendment Z-6-99, Portion of Vacant Land in the 1900 Blk. of North Larch Street adjacent to and south of 602 Woodbury Street, "C" Residential District to "F" Commercial District.

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: None

ORDINANCES FOR PASSAGE

BY COUNCILMEMBER ADADO

That we move to the passage of Ordinances

CARRIED UNANIMOUSLY

BY COUNCILMEMBER ADADO

That the Ordinance when read by its title for a second time, be considered as read in full

CARRIED UNANIMOUSLY

THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, June 28, 1999, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of opposing and/or approving the proposed Zoning Map Amendment Z-5-99, 3940 N. Grand River Avenue, Southwesterly 95 ft thereof, "A" Residential District to "J" Parking District.

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: None

INTRODUCTION OF ORDINANCES

The following ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by providing for the rezoning of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the Code for:

Z-6-99, Portion of Vacant Land in the 1900 Blk. of North Larch Street adjacent to and south of 602 Woodbury Street, "C" Residential District to "F" Commercial District

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

BY COUNCILMEMBER ADADO

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-02-99, NE Corner of W. Mt. Hope & Todd Ave., be placed on order of immediate passage.

CARRIED UNANIMOUSLY

BY COUNCILMEMBER ADADO

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-02-99, NE Corner of W. Mt. Hope & Todd Ave., be now passed.

By Councilmember Beal

To recuse Councilmember Bauer from the vote on this item because She is a Member of the Board of Directors of the Greater Lansing Safety Council who own the subject property

Carried Unanimously, Councilmember Bauer abstaining

FOLLOWING LENGTHY DEBATE ON THE PASSAGE OF THIS ORDINANCE, THE FOLLOWING MOTION WAS MADE:

BY COUNCILMEMBER MURPHY

To call the question on the main motion to place an affirmative roll on the Ordinance to a vote

Carried Unanimously, Councilmember Bauer abstaining

COUNCILMEMBER ADADO'S MAIN MOTION WAS DEFEATED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Benavides, Leeman, Murphy

NAYS: Councilmembers Beal, Meyer

ABSENT: None

ABSTAIN: Councilmember Bauer

THE MOTION FOR PASSAGE OF THIS REZONING ORDINANCE WAS DEFEATED BY A 5/2 VOTE WITH COUNCILMEMBER BAUER ABSTAINING

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR
Legal Description: LOTS 8 AND 9, ALSO THE WEST 131 FEET OF LOTS 10
AND 11, BLOCK 19 PARK PLACE CITY OF
LANSING IN GINGHAM COUNTY MICHIGAN

from "D-1" Professional office District to "F" Commercial District.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from its passage unless given immediate effect by the City Council.

THE MOTION FOR PASSAGE OF THIS ORDINANCE WAS DEFEATED BY A 5/2 VOTE WITH COUNCILMEMBER BAUER ABSTAINING

By Councilmember Murphy

That the Ordinance when read be considered as read in its entirety.

Carried Unanimously

BY THE COMMITTEE ON PUBLIC SAFETY

By Councilmember Murphy

Resolved by the City Council of the City of Lansing that an Ordinance Amending the Code of Ordinances of the City of Lansing by Amending Chapter 658 by Adding a New Section, 658.08 to Include Threatening Behavior Using Laser Devices as a Prohibited Offense, be placed on order of immediate passage.

Carried Unanimously

BY THE COMMITTEE ON PUBLIC SAFETY

By Councilmember Murphy

Resolved by the City Council of the City of Lansing that an Ordinance Amending the Code of Ordinances of the City of Lansing by Amending Chapter 658 by Adding a New Section, 658.08 to Include Threatening Behavior Using Laser Devices as a Prohibited Offense, be now passed.

YEAS: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: None

By Councilmember Murphy

That this ordinance being necessary for the immediate preservation of the public peace, health, or safety shall take effect upon its passage

THE REZONING OF A PARCELOF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification on the property described as follows:

Case Number: Z-2-99, NE Cor. W. Mt. Hope & Todd Avenues

Parcel Number: PPN 330121-383-032

Carried Unanimously

ORDINANCE #1004

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN TO AMEND THE LANSING CODE OF ORDINANCES BY ADDING A NEW SECTION 658.08 SO AS TO INCLUDE THREATENING BEHAVIOR USING LASER DEVICES AS A PROHIBITED OFFENSE.

NOW THEREFORE, THE CITY OF LANSING ORDAINS:

Section 1. That the Lansing Code of Ordinances be and hereby is amended to add a new Section 658.08 to read as follows:

SECTION 658.08. MISUSE OF A LASER DEVICE.

(A) LASER DEVICE DEFINED. AS USED IN THIS SECTION, THE TERM "LASER DEVICE" MEANS ANY OF SEVERAL DEVICES THAT CONVERT INCIDENT ELECTROMAGNETIC RADIATION OF MIXED FREQUENCIES TO ONE OR MORE DISCRETE FREQUENCIES OF HIGHLY AMPLIFIED AND COHERENT VISIBLE RADIATION; AS WELL AS ANY OTHER DEVICE OPERATING ON THE PRINCIPLE OF LIGHT AMPLIFICATION BY STIMULATED EMISSION OF RADIATION.

(B) PROHIBITED USES. NO PERSON SHALL KNOWINGLY DISTRACT, HARM, INTIMIDATE, HARASS OR ENDANGER ANY PERSON OR ANIMAL BY POINTING OR OTHERWISE DIRECTING THE BEAM FROM A LASER DEVICE INTO THE EYE(S) OR ONTO THE BODY OF ANOTHER PERSON OR AN ANIMAL. NO PERSON SHALL KNOWINGLY POINT OR OTHERWISE DIRECT THE BEAM FROM A LASER DEVICE TOWARD ANY OCCUPIED VEHICLE OR RESIDENCE.

(C) EXCEPTION. THE PROHIBITION IN SUBSECTION (B) SHALL NOT PROHIBIT THE USE OF A LASER DEVICE BY THE FOLLOWING PERSONS IN THE MANNER DESCRIBED:

1. ANY LICENSED AND QUALIFIED PHYSICIAN, VETERINARIAN, OR MEDICAL TECHNICIAN FOR DIAGNOSTIC OR TREATMENT PURPOSES;
2. ANY PERSON FOR SCIENTIFIC, COMMERCIAL, EDUCATIONAL OR INDUSTRIAL PURPOSES, PROVIDED THE LASER DEVICE IS NOT DIRECTED INTO THE EYE(S) OR ONTO THE BODY OF ANOTHER PERSON OR TOWARD ANY OCCUPIED VEHICLE OR RESIDENCE;
3. AN INSTRUCTOR OR PRESENTER IN A CLASSROOM SETTING, PROVIDED SUCH USE IS FOR INSTRUCTIONAL PURPOSES AND THE INSTRUCTOR FOLLOWS THE USE AND WARNING GUIDELINES OF THE LASER DEVICE;
4. ANY STUDENT, REGULARLY ENROLLED IN AN EDUCATIONAL INSTITUTION, PROVIDED THE USE OF A LASER DEVICE IS IN A CONTROLLED LABORATORY OR CLASSROOM SETTING, WITH THE PERMISSION AND UNDER THE DIRECT SUPERVISION OF A LICENSED TEACHER OR INSTRUCTOR;

5. ANY PERSON AT A LICENSED TARGET RANGE, PROVIDED THE LASER DEVICE IS USED AS AN AIMING DEVICE PROPERLY MOUNTED AND ADJUSTED TO A FIREARM AND NOT DIRECTED INTO THE EYE(S) OR ONTO THE BODY OF ANOTHER PERSON OR ANIMAL, OR TOWARD ANY OCCUPIED VEHICLE OR RESIDENCE;
6. ANY POLICE OFFICER OR OTHER LAW ENFORCEMENT OFFICER IN THE PERFORMANCE OF HIS OR HER OFFICIAL DUTIES.

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with these provisions are repealed.

Section 3. Should any section, clause or phrase of this ordinance be declared to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part other than the part so declared to be invalid.

Section 4. This ordinance shall take effect on the 30th day after enactment unless given immediate effect by the City Council.

Given immediate effect by motion of Councilmember Murphy.

MARILYNN SLADE, CITY CLERK

OTHER BUSINESS

Public Comment on City Related Matters

Harold King 1563N, High St. said that Paint Blitz '99 painted 14 houses in North Town this year. He thanked all of the teams who painted houses. The North Town Night Out is this Thursday on the porch of the Grand River School. This is their 4th Annual Event. They will have activities including race cars, Louie the Lightning Bug and a pot luck.

Linda Davis of E. Jelly Rd. said that the racially motivated profiling of minorities means that minorities are 5 times more likely to be stopped by police officers. Chief Johnson has stated that the LPD does not engage in racial profiling. He is wrong. The Southern Christian Leadership Conference will be in town on Monday, June 14, 1999. They are concerned about reports coming out of Lansing. Interested parties may call 482-7543 for more information, or to schedule to testify to the SCLC.

Darnell Oldham, Sr. distributed invitations to the Southern Christian Leadership Conference on June 14, 1999. This is a congressional hearing hosted by the March for Justice. Martin Luther King, Jr. will be present. Please call 482-7543 for more information. "Driving While Black" is legislation regarding the profiling of minorities by police officers.

Gordon Wilson of 2304 Midwood said that the lot at the corner of Midwood and THE FOREGOING COMMITTEE REPORT WAS PULLED FROM THE AGENDA AT THE REQUEST OF COUNCILMEMBER ADADO.

RESOLUTION #264 REPORT OF COMMITTEE

THE PUBLIC SAFETY COMMITTEE, to whom was referred an Ordinance to amend the Code of Ordinances of the City of Lansing for the purpose of adding a new section, 658.08, to make it a misdemeanor to use laser devices to knowingly distract, intimidate, harass or endanger any person or animal.

The Committee analyzed the proposed ordinance and

REPORTS AS FOLLOWS: The Committee voted unanimously to approve the new section 658.08 of the Code of Ordinances to make it a misdemeanor to use laser devices to knowingly distract, intimidate, harass or endanger any person or animal.

Signed, Michael Murphy, Chairperson
Larry Meyer
Joan Bauer

Pleasant Grove has grass two feet tall. They had a big funeral at the Church on the corner and everyone had trouble exiting the church because they could not see around the grass. This needs to be mowed. He said that the City should hold a barn raising to get the house at the corner of Hilliard and Pleasant Grove finished. The City is still having problems with the contractor that does the trash hauling.

Hasna Gempel of 1526 Knollwood said that tenants should be responsible for the trash that they leave at their rental houses, not the landlords. Tenants should be held responsible for mowing the lawn and taking care of their trash. She said that the City is trying to drive landlords out of town.

Christine Timmon of 335 E. St. Joseph commended Councilmember Meyer for his comments about Z-02-99. She commented regarding the pending foreclosure on the Capital Commons Apartment Complex. She said the City will now bail this developer out. Developers collect all this money in rent and do not pay their mortgage payments. Why should the City bail them out? Why do the Lansing tax payers keep bailing these men out over and over again?

Rick LaFountain of 3200 S. Washington said that a judge threw out a lawsuit he filed against the City. He displayed some cans of food that he said could prove that the LPD is trying to kill him with the use of radiation.

COMMITTEE REPORTS

THIS ITEM WAS PULLED FROM THE AGENDA AT THE REQUEST OF COUNCILMEMBER ADADO FOLLOWING THE DEFEAT ON THE MOTION FOR PASSAGE OF THE ORDINANCE.

REPORT OF COMMITTEE

THE DEVELOPMENT AND PLANNING COMMITTEE to whom was referred Z-299, the proposed ordinance to rezone Northeast Corner of Mount Hope and Todd Avenues from "D-1" Professional Office District to "F" Commercial.

The Committee which analyzed the proposed ordinance and the effect it would have on the area.

REPORTS AS FOLLOWS: The Committee recommends Z-2-99, the proposed ordinance to rezone Northeast Corner of Mount Hope and Todd Avenues from "D-1" Professional Office District to "F" Commercial.

Signed, Lou Adado, Chairperson
Sandy Allen
Tony Benavides

BY COUNCILMEMBER ADADO

That the Report of the Committee be received.

BY COUNCILMEMBER MURPHY

That the Report of the Committee be received.

CARRIED UNANIMOUSLY

June 7, 1999

CITY OFFICER & BOARD REPORTS

1. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office.

RECEIVED AND PLACED ON FILE

2. Letter from the City Clerk submitting a proposed Schedule for City Council Meetings for the 2nd Six Months of 1999.

REFERRED TO THE COMMITTEE OF THE WHOLE

3. Letter from the City Attorney re: Sandra Bailey-Brisol v City of Lansing

RECEIVED AND PLACED ON FILE

4. Letter from the Board of Water & Light submitting their Budget for FY Ending June 30, 2000

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

5. Letter from the Department of Planning and Neighborhood Development submitting notice of Verification of Protes: Petitions opposing the Rezoning of the NE Corner of Todd and Mt. Hope Avenues

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

6. Letters from the Mayor re:

A. Reappointment of Denise Weston of 16886 N. Turner to LEPPA for a Term to Expire June 30, 2000

REFERRED TO THE COMMITTEE OF THE WHOLE

B. Appointment of Kate McNelly of 1026 N. Washington Ave. to LEPPA for a Term To Expire June 30, 2002

REFERRED TO THE COMMITTEE OF THE WHOLE

C. Transfer of Funds; PND

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

D. Extension of Indemnification, Lot 7, R.E. Olds Plat
That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

REFERRED TO THE COMMITTEE OF THE WHOLE

2. Letter from the Eaton County Department of Resource Recovery submitting an update of their Solid Waste Management Plan and requesting the City of Lansing's Approval

REFERRED TO THE COMMITTEE OF THE WHOLE

3. Letter from the Lansing School District in support of the installation of a four-way stop sign at the Corners surrounding Walnut Street School

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

4. Letters in opposition to Z-02-99, NE Corner of W. Mt. Hope & Todd Avenues received from:

- Eric E. Line at 910 Cleo St.
- Rosaline K. Line at 1840 Todd Ave.

RECEIVED AND PLACED ON FILE

5. Letters in support of Z-02-99, NE Corner of W. Mt. Hope & Todd Avenues received from:

- Lansing Area Safety Council at 3315 S. Pennsylvania
- Polish Hall at 1030 W. Mt. Hope Ave.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

E. Application for Neighborhood Enterprise Zone Certificate filed by Jerome Aboud for Property Located at 303 S. Washington Sq.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

F. Trash Violation Fee (V-39)

RECEIVED AND PLACED ON FILE

G. Administrative and Executive Transfers (281-310)

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

H. News Releases: LPD (2), Potter Park Zoo (2), Turner Dodge House, Parks & Recreation

RECEIVED AND PLACED ON FILE

I. Request for Appropriation of Community Promotions Funds; Great Lakes Renewable Energy Association

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

J. Letter of Appreciation from Laurie M. Koseleng to the LPD

RECEIVED AND PLACED ON FILE

COMMUNICATIONS & PETITIONS

By Councilmember Allen

1. Letter from the General Motors Corporation submitting corrections to their Application for an Industrial Facilities Exemption Certificate

RECEIVED AND PLACED ON FILE

6. Letter from the Ingham County Health Department regarding the need for Sewer System connection to a Business located at 5812 S. Cedar St.

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

7. Letter from John H. Stenger of 4126 Easton Rd. submitting a complaint against the process of using non-consensual tow on stolen cars

REFERRED TO THE MAYOR AND THE POLICE BOARD

8. Suspension item from Councilmember Leeman; Petition Signatures regarding a traffic problem at N. Hayford and Michigan Ave.

REFERRED TO THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS

2. Suspension item from Councilmember Allen; an Application for Appropriation of Community Use Funds from Crisco Rey Community Center

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

3. Suspension item from Councilmember Allen; an Application for Appropriation of Community Use Funds from The Michigan Mile

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

COUNCIL MEMBERS COMMENTS

Councilmember Leeman thanked Harold King for acting as the time keeper tonight.

JUNE 7, 1999

COUNCIL PROCEEDINGS

He thanked Cheryl Risner for organizing Paint Blitz '99. He thanked the North Town Neighborhood for the Heritage Festival. He asked Councilmember Murphy about the status of the Fireworks Ordinance.

Councilmember Allen thanked Ron Jones from the South Lansing Business Association for putting together the committee that cleaned up all of the illegal sign trash off of area telephone poles.

Councilmember Murphy said that the Public Safety Committee began looking at the allegations of racial profiling and the "Driving While Black" issue. They devoted a considerable amount of time to listening to statements from different organizations and from the Chief of Police. They also looked at complaints from individuals in the community. He spoke with Congressman John Conyers in Detroit over the weekend. He has proposed legislation that would require that traffic stop data be kept track of. They are trying to reach an agreement with the National Police Chiefs Association to provide legislation that can be effective. He urged all interested parties to contact the Public Safety Committee. He announced that the Public Safety Committee will not meet this week, but they will have a joint meeting with the Fire Board at Fire Station #1 on June 10, 1999. He announced that the Walnut Neighborhood Association, the Friends of Comstock Park and the Parks and

RESPONSE TO COMMENTS

Mr. Wiener urged everyone to participate in the Neighborhood Night Out on Thursday, June 10, 1999. There will be 100 sites where Neighborhood Groups will hold potlucks and neighborhood celebrations. This is a great opportunity to building the City and strengthen our neighborhoods.

ADJOURNED 10:40 P.M.
MARILYN SLADE, CITY CLERK

Recreation Department are sponsoring a basketball and soccer program every Monday and Wednesday beginning on June 14, 1999 and running until August 4th. Interested parties should call 484-2955 for more information.

City Attorney Smiertka responded to Councilmember Leeman's inquiry regarding the Fireworks Ordinance. They will be reporting to the Public Safety Committee on this item next week. They are still waiting for the final comments to come in from the public and fireworks wholesale dealers.

Councilmember Bauer reported participating in the Mayor's Walk/Run last Saturday which ran from Potter Park to the Turner Dodge Mansion. They enjoyed themselves very much, and she urges everyone to take part next year. Also held last weekend was the "Be a Tourist In Your Own Town" annual event. Both of these events drew people from all over, even from outside of the City. She said that she also took part in the Garden Tour of Cooley Gardens and urged everyone to get out and see the gardens. She reminded residents that the ICC Board of Trustees Election is on Monday, June 14, 1999 and urged them to get out and vote. She congratulated Councilmember Deal's Daughter on her High School graduation.

MAYOR'S EXECUTIVE ASSISTANT'S



REVISED

OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF JUNE 10, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in special session and was called to order at 4:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: Councilmember Bauer

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS➤ Mayor's Comments:

Mayor Hollister explained that He is here to recommend a PA 425 Regional Agreement with Meridian Township for a period of 50 years to facilitate economic development and growth in the region. He stated that he brings this proposal before Council with a degree of enthusiasm for the region and with the idea that this can be a win/win development.

Two weeks ago, representatives of Meridian Township came to him to ask if he would help them with a dilemma that they were faced with involving the City of East Lansing, in which they faced a win/lose situation in the annexation of their land and the loss of their tax base. He indicated to them that He would not participate in anything in which He was not invited, or anything that was not win/win. He turned the project over to Finance Director, Robert Swanson, Controller Doug Rubley and City Attorney Jim Smiertka.

Two days ago, He was informed that Meridian Township has made a decision that they would recommend the 425 Agreement between our two municipalities. That agreement is the one before Council today. There is some urgency, because East Lansing has scheduled a vote on their proposed annexation for July 19, 1999. For this 425 Agreement to be in place prior to that vote on annexation, Council would need to schedule a public hearing today. It would take a few weeks to get the agreement. City Attorney Smiertka repeated that the reason we are here today is to set a public hearing for Monday, June 14, 1999, to consider entering into a 425 Agreement. State statute provides for a 30 day waiting period between the public hearing and the effective date of the Agreement. The City will not be asked to approve this agreement on June 14th. This will be referred to the Committee of the Whole for further discussion. Meridian Township is holding a public hearing on Tuesday, June 15, 1999, after which they will be in a position to execute the agreement. Copies of the proposed agreement are on file with the City Clerk, and attached to the agreement is the legal property description and a sketch of the property. There may need to be minor changes to the agreement as it is proposed at this time.

Councilmember Allen asked how the Governor's Club Development fits into this agreement.

Mr. Little responded that the Governor's Club Developers approached the township one year ago with a proposal for a golf course and subdivision development. The Township approved a rezoning to allow the development to go forward. There was a referendum petition filed by some of their voters with regard to the rezoning they adopted, which would put the issue to a vote of residents. The Governor's Club, in an attempt to move the project forward without delay, entered into negotiations with E. Lansing for the annexation of the subject property. The Governor's Club has always been a part of this 425 Agreement.

finalized. He introduced Meridian Township Supervisor Bruce Little and Township Manager Jerry Richards.

➤ Public Comment on Legislative Matters:

Bruce Little, Meridian Township Supervisor said that they are happy to be here and be in a position to work with the City of Lansing on a 425 Act Agreement. They are happy that Lansing is willing to work with them.

Jerry Richards, Meridian Township Manager, said that the purpose of Today's Meeting is to set a public hearing. Supervisor Little, and He, will both be at the Meeting on Monday, June 14, 1999, when the Public Hearing is held, to answer any questions that Councilmembers may have.

Robert Swanson, Director of the City of Lansing Finance Department, highlighted some of the provisions of the agreement. They are considering a Public Act 425 of 1988 Agreement. This is a State Law that allows two municipalities to cooperatively share jurisdiction in a certain area, in order to foster economic development. The agreement that is under discussion today parallels an agreement with Alaieton Township that was approved last year. The agreement involves 1,400 acres of land that would be conditionally transferred to the City of Lansing for the purposes of water, sewer and electric service, as well as zoning control, trash disposal and City streets. The term of the agreement is for 50 years with an option for renewal for an additional 50 years. Upon termination of the agreement the property will revert to Meridian Township. For purposes of property taxation Lansing will have jurisdiction and taxes will be levied at the City's millage rate which is currently 16.96 mills. For purposes of income taxation, Meridian Township will have jurisdiction. If the City should attempt to change the zoning to other than a residential classification, zoning control would revert to the Township. Residents in the transferred area would be City of Lansing voters. Each year the City of Lansing would return to Meridian Township an amount based on their then-current millage rate (currently 6.5 mills), up to a maximum of 10 mills. Lansing would provide sewer service from the force main to be constructed to service the property transferred to the City pursuant to the PA 425 Agreement with Alaieton Township.

Mr. Swanson stated that the Governor's Club Developers have said that they are interested in pursuing this type of an agreement with the City of Lansing, in order for this project to go forward without delay.

Councilmember Leeman asked where the Developer stands on this issue right now. He asked if the Developer has a Public Position Statement on this Agreement.

Mr. Swanson indicated that he does not have an answer to that question. They have indicated to the City that they would like to work with the City to proceed with the project.

Councilmember Leeman asked what the date is of the election in E. Lansing, to decide the annexation issue.

Mr. Swanson reported that the date of the E. Lansing Election on Annexation is July 15, 1999 and July 19, 1999, is the date of the Meridian Township election containing the referendum issue.

Councilmember Leeman asked what the current status of E. Lansing and the Township is with regard to this issue.

Mr. Little indicated that the Township has been talking to East Lansing as late as this week. They have been through approximately 12-15 hours of negotiations over the past week. These negotiations finally broke down, and the Township committed to the City of Lansing.

Councilmember Leeman asked what the main objection of the residents in Meridian Township is with regard to the Governor's Club Development. Why did they take out petitions to put the question on the ballot?

Mr. Little answered that the objections involved the housing density, not the golf course. They did not want houses built around the golf course.

Councilmember Leeman asked what the Township's understanding is of what the Developer did in going to East Lansing.

Mr. Little responded that they did what they had to do to move the project along without delays.

Councilmember Leeman asked what the Township did, as to the rezoning and changes in density, for the development.

Mr. Little responded that they rezoned the property which resolved the density issue. They have covered all of their bases.

Councilmember Deal asked Mr. Swanson to estimate the cost to the City to provide services to the area and to run sewer and water lines, and how much money would be generated in terms of property taxes. She would like this information laid out like a financial impact statement. Councilmembers need to be assured that the City would not be subsidizing an expansion for the Township.

Councilmember Benavides asked if the entire 1,400 acres would be used for the Governor's Club Project, or, would there be a number of acres that would be vacant to be developed at a later time.

Mr. Little stated that approximately 900 acres belonging to MSU would remain undeveloped. The portion that would be developed for the Governor's Club is approximately 400 acres.

Councilmember Allen reiterated that there is approximately 900 acres of MSU land that they cannot say will not be developed at a later date.

Mr. Swanson answered that there is potential for the development of that portion of the land in the course of the next 50 years.

Councilmember Leeman asked for clarification of the area shown on the map, that represents the portion of land that would be developed.

Mr. Swanson stated that it is North of Hagadorn Rd. and East and West of Bennett Rd.

LEGISLATIVE MATTERS RESOLUTIONS

RESOLUTION #263S RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

BE IT RESOLVED that a public hearing be held on the 14th day of June, 1999 at 7:00 p.m. in the City Council Chambers, 10th Floor, Lansing City Hall, 124 W. Michigan Avenue, Lansing, Michigan, on the following matter:

A proposed agreement between the City of Lansing and the Township of Meridian for Conditional Transfer of Property Pursuant to Act 425 of the Public Acts of 1984. The proposed land to be transferred contains approximately 1,400 acres in Sections 29, 30, 31 and 32, T4N, R1 W, Meridian Township, Ingham County, Michigan.

Councilmember Leeman asked if the Township Residents who filed the referendum petition, have stated any concerns about the City of Lansing entering into the 425 Act Agreement.

Mr. Little responded that this issue just became public today. There has not been time to determine their response.

Mr. Richards stated that he received two calls on this issue today.

Councilmember Murphy asked City Attorney Smierka if this issue will now go to a Committee, wherein the Council will have an opportunity to make any changes that they see fit to make, or is it like the Prudden site, where they either vote it up or down. He wants their options to be clear when this goes out of the gate. To what degree do Councilmembers have a role in shaping this agreement.

City Attorney Smierka stated that this type of agreement cannot be executed without the approval of the governing bodies of the Municipalities involved. There must be a mutual agreement as to what is in the document. If the Council wants to make changes to the agreement, the agreement with the changes included would go back to the Township Board. The Agreement between the two bodies has to be accomplished within 30 days of the public hearing date on Monday, June 14, 1999. Council has the discretion to make changes, but they must be approved by the Township also.

BE IT FURTHER RESOLVED that the City Clerk give notice of the hearing in accordance with the Michigan Open Meetings Act.
BE IT FINALLY RESOLVED that a copy of the proposed agreement be placed on file with the Lansing City Clerk beginning at 9:00 a.m. on June 11, 1999.

By Councilmember Adado

Carried Unanimously

ADJOURNED 4:35 P.M.
MARIL YNN SLADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF JUNE 14, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: None

The Invocation and Pledge of Allegiance were led by Councilmember Meyer

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of May 24, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Allen

To accept the following under suspension of the rules:

1. From Councilmember Allen; a Resolution Authorizing the Issuance of Peddler/Transient Merchant License to Karen Gibson
 2. From Councilmember Allen; a Resolution Authorizing a Fireworks Wholesale Dealer Permit to James Stajos of American Eagle Fireworks
 3. From Councilmember Allen; a Request that the Public Safety and General Services Committee be Discharged from Consideration of the Fireworks Ordinance and that it be Referred to the Committee of the Whole
 4. From Councilmember Murphy; a Resolution of Tribute to Juneteenth
 5. From Councilmember Murphy; a Request that the Reconsideration of the Vote on Z-02-99, NE Corner of W. Mt. Hope and Todd Ave., be placed on the agenda
 6. From Councilmember Adado; a Resolution Ratifying the Labor Contract for the
3. Council President Benavides and Councilmember Murphy, along with Mayor Hollister presented a Resolution of Tribute to Marilyn Plummer & Deborah Plummer of the Mask Memorial CME Church, honoring their Freedom Festival which is a celebration of "Juneteenth" Day.

Marilynn Plummer thanked Councilmembers and Mayor Hollister for the tribute. She stated that they are pleased to be able to share this celebration with the City and invited all residents to participate. She stated that Dr. Green, who wrote the play is here to share with them His ideas for writing it. Dr. Green stated that he developed this play because He thought about how the slaves would have reacted to news of their freedom.

Mr. Wiener thanked them for bringing this celebration to the community and for allowing us to celebrate with them in their 6th Annual Celebration.

Council President Benavides urged everyone who has not seen the play to go see it. the attention of the City Council. First; he displayed and distributed a new map that more clearly depicts the transferred area. Second; there may be some changes

Fraternal Order of Police Capitol City Lodge #141, 911 Operators

7. From Councilmember Adado; a Resolution Ratifying the Labor Contract for Capitol City Lodge #141 FOP Non-Supervisory Unit

8. From Councilmember Murphy; a letter from Ms. Smith about the Lansing Housing Commission

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Councilmember Allen thanked Jackie and Bud Purchase for watering the planters along Cedar Street, and using their own water to do it.

➤ Special Ceremonies

1. Councilmember Meyer, along with Mayor Hollister and David Wiener introduced Steve Nikkel of the Lansing Community Micro-Enterprise Fund, Board Members Ken Cramer and Leonard Leek, and Bernard Blake, Jr. who will be replacing Mr. Nikkel as Director. They presented the Spring 1999 Graduating Class.

Mr. Cramer, Chairman of the Board of the LCMEF thanked Mr. Nikkel for the hard work, effort and devotion he has put into the program. He has been a good friend and mentor to the students of his classes. They could not have built their businesses without him. He congratulated the 1999 Spring Graduating Class and commended them on a job well done. He welcomed Mr. Blake as the new Director and wished him well.

Mr. Wiener thanked Mr. Nikkel for his years of service to the City and congratulated the graduates, telling them that We will be doing business with them in the future.

2. Mayor Hollister introduced Michael Navabi, Director of the Public Service Department and Engineer, John Dowling, who made a presentation regarding the 1999 Street Construction Schedule.

The food is terrific too.

Deborah Plummer urged everyone to attend and thanked the Council and Administration for celebrating with them.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

1. In consideration of a Agreement for the Conditional Transfer of Property Pursuant to ACT 425 of the Public Acts of 1984 between the City of Lansing and Meridian Township

City Attorney Smiertka said that He has three items that need to be brought to

to the agreement as it is presented tonight. Third; he directed their attention to section 1.2 under representations, saying that this language was taken from State

Statutes that deal with 425 Agreements. He asked Councilmembers to bear the list of criteria, that governing bodies are required by statute to consider, in mind as discussions on this project take place.

Bruce Little, Meridian Township Supervisor, said that one month ago the Township was faced with annexation of their property by the City of E. Lansing because residents of the Township filed a referendum petition forcing a public vote on a rezoning that the Township Board adopted for the Governor's Club development project. The Township began, at that time, to look at all of the options that were open to them to keep the property in their Township, or close to their Township. They approached Mayor Hollister with the suggestion of a 425 Agreement. Mayor Hollister told them that the City of Lansing might consider this as an option if they were invited to the table, and if it were a win/win situation. This 425 Act Agreement was developed as a result. They are aware that the agreement as proposed will probably require changes.

Howard Jones of 426 W. Barnes Ave. said that he would like to see a copy of the criteria mentioned by Mr. Smierka. This proposal would put the residents of Lansing in a position of being a colonial power. He does not see any reason why the City needs to do this. The public needs to be fully informed about what the requirements of this agreement are. This is going to take time away from other needs of the City. He feels that there is a conflict of interest involved in the formulation of this agreement because of Bob Kolt's relationship with Mayor Hollister. This denies due process to the residents of the Township who have the right to redress of their grievances against their governing body, and to the City of Lansing. It squanders our resources and tax. Charlene Decker of 2711 Pleasant Grove said that the people in this area wish to have a vote on this matter. She tried to find out about this issue in the Committee of the Whole meeting that took place prior to the City Council meeting tonight, but the doors were closed and she could not get in. She does not want to pay taxes to have roads in this development cleaned and trash picked up, nor to see that their utilities can be provided to them. She asked if the 1% income tax would be going to the Township, or to the City, and what happens to this property over time. Councilmember Adado responded that the agreement carries a reversion clause. Ms. Decker asked the City Attorney if the land that is owned by MSU could be sold to private developers at a later date. City Attorney Smierka answered that it could be that a certain portion of the land could be sold off if the University meets their main purpose of education. However, nothing like that has been put on the table. Ms. Decker asked who is going to pay for the water and sewer services that the City of Lansing would provide to this development, and will these residents have to pay a rain tax. This is a decision wherein people will be stripped of their right to vote. This is promoting a very upscale subdivision that she would never be able to afford to live in, in her entire life. This is proposed to be a public golf course and she wants information about the golf fees. She is suspicious and concerned about this agreement.

Councilmember Allen noted that this agreement is not being approved tonight. This is a public hearing. They are merely accepting input from people like Ms. Decker on the proposed agreement, which can still be amended.

Councilmember Murphy requested that this document be put on the City's Web Page by tomorrow.

Councilmember Beal noted that copies of the agreement are available in the blackbook, and at the City Clerk's Office.

Jim Ruff of the Planning and Neighborhood Development Department explained the criteria required of 425 Act Agreements. He described the location of the property which comprises 1253 acres.

Councilmember Murphy asked Mr. Little, Meridian Township Supervisor, about their talks with the E. Lansing City Council. What was the focus of their disagreement? Mr. Little answered that they disagreed over the reversion clause and on tax sharing issues.

Councilmember Bauer asked if, assuming that both parties to the agreement approve it, the provision for income taxes could be changed.

dollars to help more affluent areas surrounding the City. No one in the City of Lansing will be able to afford to live out in this development. We do not know where they will vote, will they vote in the Township, or in the City of Lansing? The residents of this development would not have to pay any income taxes. Who will be their representatives? Will they have to pay property tax to the City of Lansing at the same rate as Lansing tax payers? This is not a win/win situation, it is a lose/lose situation for the residents of Lansing. He asked what the deadline for acting on this proposal is.

City Attorney Smierka responded that there has to be a 30 day time period between the public hearing and the execution of the agreement.

David Pierson of 1305 S. Washington, representing North American Equities, the developer of the Governor's Club project, said that they believe that this is the best possible use for this property. They believe that it is an important addition to the region and can represent an addition to the tax base of the City of Lansing, as well as make positive contributions to the region. He stated their appreciation for the strong support of the Township Board and of the City of E. Lansing. With the cooperation of the City of Lansing now, it is possible for the project to proceed on schedule with construction beginning this summer. It is most important that all of the Officials in the region, and everyone in the community, work together to meet the construction schedule.

City Attorney Smierka responded that the agreement requires a mutual agreement between the parties. This is one of the tax matters that was discussed in negotiations, but there is no requirement in the Act that makes it go one way or the other. The Act specifically requires mutual agreement.

REFERRED TO THE COMMITTEE OF THE WHOLE

➤ Public Comment on Legislative Matters

Angela Bouterse of 812 Larned St. said that she is the President of her neighborhood association. She is here to request passage of the fireworks ordinance. She feels that this will help maintain safety and well being in neighborhoods.

Eric Stajos of 2221 Pos. Oak Lane stated his opposition to the fireworks ordinance. It will not do anything to solve the problems that people are having. New York State has a fireworks ordinance that completely prohibits fireworks and they sell more poundage of fireworks that any other place in the U.S. The minute you tell people they cannot do something, that is exactly what they want to do. This ordinance is too restrictive.

James Stajos of 2517 Tulane Dr. said that the discussion of this ordinance began in October of 1998. Someone has dropped the ball on this. We are already well into the fireworks season. He has over \$1,000,000 invested in fireworks for this season. He asked that the ordinance be tabled until revisions can be made. American Eagle has tried to participate, but the City has made every attempt to preclude them from discussions.

Carol Wood of 1018 W. Lapeer stated her support of the fireworks ordinance. Council has worked diligently on this issue. They realize that this is not the same as having a policeman on every corner to make sure that fireworks are not going off in neighborhoods, but it does limit how much can be sold and how much can be stocked on the shelf in establishments that sell fireworks.

Ruth Hallman of 1014 W. Lapeer stated her support of the Fireworks ordinance. She refuted claims that there was an attempt by the City to block anyone from attending meetings. Everyone got the same notice of meetings that Mr. Stajos did. The quantity of airborne missiles has become epidemic. It is a fire and health hazard. Discussions on this ordinance have actually been going on for two years. Of course you can go out of state and buy fireworks, but violations in our city will go down because they are harder to get. Mr. Stajos had input into the writing of this ordinance. This is a good plan.

Mike Crosby of 4101 Pleasant Grove stated that he agrees with some parts of the ordinance, but as a fireworks dealer in the City of Lansing, he feels that if fireworks are used safely, they are safe. He does not see anything wrong with bottle rockets and sparklers. People should have a say on what they are able to use. There should be more discussion on what are safe and acceptable fireworks. Right now the City of Lansing has taken the say away from people.

Howard Jones of 426 W. Barnes stated his support of the rezoning at the corner of W. Mt. Hope and Todd Ave. He stated his support for the distribution of Potter Park Zoo passes to the Lansing Neighborhood Council. He would like to see these passes distributed before the end of the summer. He noted that Today is Flag Day.

Dave Wilson of 209 N. Walnut in Lansing said that he is an Attorney for the Capital City Fraternal Order of Police #141. All of the representatives who put his agreement together worked very hard on it. He urged Council's ratification of their labor contract.

Harold King of 1563 N. High stated his objections to the fireworks ordinance.

Charlene Decker of 2711 Pleasant Grove Rd. said that she has been on both sides of the fence when it comes to fireworks. She feels that we are so far into the season, that the businesses who have a lot of money invested into fireworks stock, should be allowed to sell their goods. She does not believe that the IPD has enough manpower to make enforcement of the ordinance a priority. Also, there are enough safety laws on the books. There is a noise ordinance that can be used to ameliorate most of the objections that people have to fireworks.

Angela Ciringi, no address given, said that Z-02-99 was not voted out unanimously by their neighborhood association.

LEGISLATIVE MATTERS RESOLUTIONS

RESOLUTION #264

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Lansing Community Microenterprise Fund, a nonprofit corporation organized for the purpose of providing business training and loans to low and moderate income individuals desiring to own and operate a microenterprise business in the City of Lansing, was organized in June, 1996 as a result of the combined effort and participation of the City of Lansing, Lansing Neighborhood Organizations, Michigan State University, Lansing Community College, Lansing Catholic Charities, Old Kent Bank, Michigan National Bank, First of America Bank (National City Bank), the Lansing Regional Chamber of Commerce and other interested individuals, and

WHEREAS, the Lansing Community Microenterprise Fund has, since its inception, involved 172 people in the microenterprise training program and provided loans to ten (10) qualified microenterprise entrepreneurs resulting in the creation of 82 new CONTIGUOUS BOUNDARIES OF PROPERTIES BENEFITED:

LARCH STREET AS THE E. BOUNDARY; CAPITOL WASHINGTON AVE AS THE W. BOUNDARY; ST. JOSEPH AS THE S. BOUNDARY; CLINTON ST. AS THE N. BOUNDARY

RATES

businesses, the expansion of 55 businesses, the creation of 32 full time jobs and the creation of 19 part time jobs; and

WHEREAS, the Lansing Community Microenterprise Fund has become nationally recognized and has been awarded the 1997 Community Development Corporation of the year award by the Economic Justice Commission of the Episcopal Diocese of Michigan; and

WHEREAS, Steven K. Nikkel, having first served on the original Board of Directors of the Lansing Community Microenterprise Fund and then as its first Executive Director has been pivotal in the start-up and expansion of the organization, and its success as a model for other microenterprise programs throughout the State and nation; and

WHEREAS, Steven K. Nikkel, by his hard work, dedication, creativity, skill, sacrifice and persistence has been a credit to the Lansing Community Microenterprise Fund and to the City of Lansing; and

WHEREAS, Steven K. Nikkel as a result of his work with the Lansing Community Microenterprise Fund, and having been recognized nationally as a leader in the field, has accepted the challenge to serve as Executive Director of a faith based microenterprise program for Covenant Christian College located in Lookout Mountain, North Carolina where he will work with churches throughout the nation to establish microenterprise programs;

NOW, THEREFORE, BE IT RESOLVED that the City of Lansing hereby offers Steven K. Nikkel the most sincere appreciation for his effort, dedication and sacrifice in making the Lansing Community Microenterprise a success.

BE IT FURTHER RESOLVED that the Lansing City Council and the City of Lansing do hereby congratulate Steven K. Nikkel in his new career and do hereby wish him and his family all the success possible in their new home.

By Councilmember Adado

Carried Unanimously

RESOLUTION #265

BY THE COMMITTEE ON PUBLIC SERVICE RESOLVED BY CITY COUNCIL OF CITY OF LANSING

WHEREAS, on June 7, 1999 the City Council held a public hearing in consideration of assessment role number PSD 99-A, PSD 99-B, PSD 99-C for the Principal Shopping District pursuant Chapters 812 and 1026 of the Lansing Code of Ordinances;

PROJECT TITLE: PRINCIPAL SHOPPING DISTRICT

Property Type	District A	District B	District C
1st Floor Commercial	132 cents	92 cents	2 cents
2nd Floor Commercial	6 cents	34.5 cents	1 cent
1 st Floor Parking Ramp	4.8 cents	4.6 cents	2 cents
2 nd Floor Parking Ramp	2.4 cents	23 cents	1 cent
Surface Parking Lots	4.8 cents	4.6 cents	2 cents
Vacant Land	1.2 cents	11.5 cents	1 cent
1 st Floor Industrial	2.4 cents	2.3 cents	2 cents
2nd Floor Industrial	1.2 cents	1.15 cents	1 cent

WHEREAS, the Principal Shopping District Board of Directors will annually create a business development and marketing plan and will provide the Lansing City Council and the Mayor with quarterly updates on its marketing and business recruitment/retention efforts;

NOW, THEREFORE BE IT RESOLVED that special assessment roll number PSD 99-A, PSD 99-B, PSD 99-C as presented and as returned by the City Assessor, is hereby ratified and confirmed, and the Mayor is authorized to affix within ten days his warrant directing the City Treasurer to collect said tax. If said payment is not received by October 30, 1999, said tax will be placed on the December tax roll without interest or penalty.

By Councilmember Deal

Carried Unanimously

RESOLUTION #266
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Lansing Neighborhood organizations have been receiving Potter Park Zoo passes since 1994 for distribution to neighborhood groups; and

WHEREAS, these passes are to be used as rewards and/or to enable families to visit the zoo who would otherwise be unable to afford the fees; and

WHEREAS, as of the 1999 season purchased Zoo Family Passes and Potter Park Zoological Society passes, enable admission fees to be waived but not parking fees; and

WHEREAS, the Lansing Neighborhood Council has requested 500 passes for distribution once again this year;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council authorizes the yearly distribution of 500 passes which will waive zoo admission only through the Lansing Neighborhood Council

By Councilmember Meyer

Carried Unanimously

THE CITY OF LANSING
That the following FY 99 transfer be approved;

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$1,975,000	Estimated Revenue State & Federal Programs 273-0-170001-0	Public Works Sewers 273-450000-973000-18835

(MEDC grant for construction of sewer main to the Jackson National Life headquarters, per P.A. 425 agreement. Funding includes approximately \$280,000 for extension of BWL water main. Administrative costs of up to \$175,000 are not included and will be billed by EDC directly to Ingham Co., which is the direct grant recipient. Revenue detail account 273-057922-18835)

By Councilmember Meyer

Carried Unanimously

RESOLUTION #269
BY COUNCILMEMBER MICHAEL MURPHY
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Juneteenth is the oldest African American Holiday in the United States;

RESOLUTION #267
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

That the following FY 2000 transfer be approved;

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$95,841	Estimated Revenue General Fund 101-0-170001-0	
\$65,091		PND Bldg. Salaries & Longevity 101-172610-702000-0
\$2,750		Misc. & Oper. Expenses 101-172610-741000-0
\$25,000		Bldg. Maint. 101-172610-746100-0
\$3,000		Equipment 101-172610-977000-0

(Provides funding for an additional Plan Analyst, and funding to increase a part time Mechanical Inspector to full time. Provides funding to reconfigure office space to accommodate EDC, Plan, Analyst, and Code Compliance Officer included in the FY 2000 budget. Includes office furniture, computer, and phone. Transfer is necessary to expedite GM construction activity anticipated over a four year period. Revenue detail account 101-04975090.)

By Councilmember Meyer

Carried Unanimously

RESOLUTION #268
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF

and

WHEREAS, President Lincoln issued his Emancipation Proclamation in 1863, it took two and a half years for the news to reach Texas; and

WHEREAS, Juneteenth commemorates the date that word of freedom finally reached the slaves in Texas on June 19, 1865 when General Gordon Granger in command of the military district of Texas issued a proclamation notifying the slaves that they were free; and

WHEREAS, the US Senate adopted legislation officially recognizing June 19th as Juneteenth Independence Day and encourages its observance; and

WHEREAS, the Mask Memorial C.M.E. Church, 5601 South Waverly, will hold its 6th Annual Freedom Festival to celebrate Juneteenth on Saturday, June 19th from 10:00 a.m. to 6:00 p.m.; and

WHEREAS, this year's Annual Freedom Festival to celebrate Juneteenth is dedicated in memory of Gordon C. Haskins, who passed away last year. Mr. Haskins was the first to organize and chair of the very first Juneteenth Celebration in Lansing and honorary chair of past celebrations; and

WHEREAS, the formal Opening Ceremony of Juneteenth will begin at noon with a dramatic re-enactment of June 19, 1865, entitled "Juneteenth - Celebration Time" written by Dr. Charles Green, which will include members of the 102nd Michigan

Colored Infantry, an African American Civil War reenactment group; and

WHEREAS, other events of Juneteenth celebration will include a special guest speaker, Kimberly Davis, an Assistant Professor at Adrian College will discuss the Underground Railroad, and a performance by the Millika African Dancers;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby declares Saturday, June 19, 1999, as Juneteenth Day.

By Councilmember Murphy

Carried Unanimously

RESOLUTION #270
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Karen N. Gibson, 300 Western Ave. #516, has applied for a Peddlers and Transient Merchants License for the purpose of selling spun glass figurines, patchwork collectibles, angels and other figurines, and perfume at 300 Western Ave. #516; and

WHEREAS, the Committee on General Services reviewed the application; and
WHEREAS, the City and the Lodge did then enter into a process, mandated by the State of Michigan under Act 312, providing for Compulsory Arbitration of Labor Disputes in Police and Fire Departments; and

WHEREAS upon the completion of the Act 312 Compulsory Arbitration, the arbitrator appointed to hear this case, did make his Award, which terms and conditions are binding upon the parties according to the above Act; and

WHEREAS, that the City Council has hereby received the Award providing the terms and conditions of the new labor contract between the City of Lansing and the Capitol City Lodge #141, 911 Operators for the period January 1, 1998 through December 31, 1999;

NOW THEREFORE BE IT RESOLVED, that the Committee of the Whole authorizes the Administration to process the necessary appropriations and transfers to the appropriate salary and fringe benefit accounts to fund this Award.

By Councilmember Adado

Carried Unanimously

RESOLUTION #272
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the City of Lansing and the Capitol City Lodge #141, Fraternal Order of Police, Supervisory Division have negotiated a labor agreement for the period covering July 16, 1998 through July 15, 2001; and

WHEREAS, the Supervisory unit membership has ratified this agreement; and

WHEREAS, the Mayor has recommended that the contract be approved; and

WHEREAS, the City Council has reviewed the contract provisions; and

WHEREAS, the proposed agreement is within the parameters established by the City and within budget limitations;

NOW, THEREFORE BE IT RESOLVED, that the City Council hereby ratifies the contract between the City of Lansing and the Capitol City Lodge #141, Supervisory Division for the period July 16, 1998 through July 15, 2001.

WHEREAS, the Committee on General Services voted unanimously to approve the application;

NOW THEREFORE BE IT RESOLVED, the Lansing City Council hereby concurs with the recommendation of the Committee on General Services to approve the Peddlers and Transient Merchants License to Karen N. Gibson, 300 Western Ave. #516.

By Councilmember Allen

Carried Unanimously

RESOLUTION #271
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the City of Lansing and the Capitol City Lodge #141, Fraternal Order of Police 911 Operators, being unable to reach a labor agreement through the regular collective bargaining process; and

By Councilmember Adado

To place an affirmative roll on the resolution

FOLLOWING LENGTHY DEBATE ON THE MAIN MOTION, THE FOLLOWING MOTION WAS MADE:

By Councilmember Meyer

To call the question on the adoption of this resolution to a vote

Carried Unanimously

COUNCILMEMBER ADADO'S MAIN MOTION WAS ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Bauer, Benavides, Leeman, Meyer, Murphy

NAYS: Councilmember Beal

ORDINANCES FOR INTRODUCTION

There were no Ordinances for Introduction

ORDINANCES FOR PASSAGE

BY COUNCILMEMBER MURPHY

That Councilmember Bauer be recused from consideration of Z-02-99, because she is a member of the Board of Directors of the Lansing Safety Council, owners of the subject property

CARRIED UNANIMOUSLY, COUNCILMEMBER BAUER ABSTAINING

BY COUNCILMEMBER MURPHY

That the Ordinance Rezoning Property Located at Z-0299; NE Corner of Todd and Mt. Hope Ave. be reconsidered

CARRIED UNANIMOUSLY, COUNCILMEMBER BAUER ABSTAINING

BY COUNCILMEMBER ADADO

That we move to the passage of Ordinances

CARRIED UNANIMOUSLY, COUNCILMEMBER BAUER ABSTAINING

BY COUNCILMEMBER ADADO

That the Ordinance when read by it's title for a second time, be considered as read in full

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-02-99, NE Corner of W. Mt. Hope & Todd Ave., be placed on order of immediate passage.

CARRIED UNANIMOUSLY, COUNCILMEMBER BAUER ABSTAINING

BY COUNCILMEMBER ADADO

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-02-99, NE Corner of W. Mt. Hope & Todd Ave., be now passed

YEAS: Councilmembers Adado, Allen, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: None

ABSTAIN: Councilmember Bauer

BY COUNCILMEMBER ADADO

That this ordinance, being necessary for the immediate preservation of the public peace, health, or safety shall take effect upon it's passage

Carried Unanimously, Councilmember Bauer abstaining

ORDINANCE #2436

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification on the property described as follows:

Case Number: Z-2-99, NE Cor. W. Mt. Hope & Todd Avenues

Resolved by the City Council of the City of Lansing that an Ordinance Amending the Code of Ordinances of the City of Lansing by Adding a New Chapter, Chapter 1615, For the purpose of Creating a Fireworks Ordinance to Regulate the Sale, Possession, Transportation, Temporary Storage or Use and Handling of Fireworks in the City of Lansing, be now passed.

FOLLOWING LENGTHY DEBATE ON THE PASSAGE OF THIS ORDINANCE THE FOLLOWING MOTION WAS MADE:

By Councilmember Allen

CARRIED UNANIMOUSLY, COUNCILMEMBER BAUER ABSTAINING

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

BY COUNCILMEMBER ADADO

Parcel Number: PPN 3301-21-383-032

Legal Description: LOTS 8 AND 9, ALSO THE WEST 131 FEET OF LOTS 10 AND 11, BLOCK 19 PARK PLACE CITY OF LANSING IN LANSINGHAM COUNTY MICHIGAN

from "D-1" Professional office District to "F" Commercial District

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from its passage unless given immediate effect by the City Council.

Given immediate effect by motion of Councilmember Adado

MARILYN SLADE, CITY CLERK

By Councilmember Allen

That the Committees on General Services and Public Safety be discharged from consideration of the Fireworks Ordinance

Carried Unanimously

By Councilmember Murphy

That the Ordinance when read be considered as read in its entirety.

Carried Unanimously

BY THE COMMITTEE ON PUBLIC SAFETY

By Councilmember Murphy

Resolved by the City Council of the City of Lansing that an Ordinance Amending the Code of Ordinances of the City of Lansing by Adding a New Chapter, Chapter 1615, For the purpose of Creating a Fireworks Ordinance to Regulate the Sale, Possession, Transportation, Temporary Storage or Use and Handling of Fireworks in the City of Lansing, be placed on order of immediate passage.

Carried Unanimously

BY THE COMMITTEE ON PUBLIC SAFETY

By Councilmember Murphy

To call the question of the passage of the Fireworks Ordinance to a vote

Carried Unanimously

COUNCILMEMBER MURPHY'S MAIN MOTION FOR PASSAGE OF THE ORDINANCE WAS ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Allen, Bauer, Benavides, Leeman, Meyer, Murphy

NAYS: Councilmembers Adado, Beal

By Councilmember Allen

That this ordinance, being necessary for the immediate preservation of the public peace, health, or safety, shall take effect upon its passage

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

NAYS: 1 (Councilmember Adado absent and unexcused)

ABSENT: None

ORDINANCE #1005 FIREWORKS ORDINANCE

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO CREATE A NEW CHAPTER 1615 OF THE CODIFIED ORDINANCES OF THE CITY OF LANSING, MICHIGAN, FOR THE PURPOSE OF CREATING A FIREWORKS ORDINANCE TO REGULATE THE SALE, POSSESSION, TRANSPORTATION, TEMPORARY STORAGE OR USE AND HANDLING OF FIREWORKS IN THE CITY OF LANSING.

THE CITY OF LANSING ORDAINS:

SECTION 1 That a new Chapter 1615 be added to the Code of Ordinances of the City of Lansing, Michigan, to read as follows:

CHAPTER 1615

THIS ORDINANCE SHALL BE KNOWN AND MAY BE CITED AS THE "CITY OF LANSING FIREWORKS ORDINANCE."

1615.01 PURPOSE.

THE PURPOSE OF THIS CHAPTER IS TO PRESERVE THE PUBLIC HEALTH, SAFETY, AND WELFARE BY SPECIFYING CERTAIN REGULATIONS AND REQUIREMENTS FOR THE SALE, POSSESSION, TRANSPORTATION, TEMPORARY STORAGE OR USE AND HANDLING OF FIREWORKS IN THE CITY OF LANSING. THE PROVISIONS OF THIS CHAPTER ARE SUPPLEMENTARY TO ANY APPLICABLE MICHIGAN STATUTES, INCLUDING BUT NOT LIMITED TO MCLA § 750243a et seq., AND CITY NO PERSON SHALL SELL OR OFFER TO SALE WHOLESALE FIREWORKS WITHOUT FIRST HAVING A VALID PERMIT ISSUED PURSUANT TO MCLA § 750243a, et seq., OTHER APPLICABLE CITY ORDINANCES AND THIS CHAPTER

ANY NATURAL PERSON OVER EIGHTEEN (18) YEARS OF AGE OR OTHER PERSON MAY APPLY TO THE CITY CLERK FOR AN ANNUAL PERMIT FOR THE WHOLESALE SALE OF FIREWORKS AT A SPECIFIED LOCATION. TO BE CONSIDERED COMPLETE, THE APPLICATION FOR A PERMIT SHALL INCLUDE:

(A) A NON-REFUNDABLE PERMITTING FEE AS SET BY THE CITY COUNCIL BY RESOLUTION;

(B) PROOF OF INSURANCE OR BONDING IN THE MINIMUM AMOUNT OF \$500,000 PER OCCURRENCE COVERAGE FOR PREMISES, VEHICLE AND PUBLIC LIABILITY; AND

(C) IDENTIFICATION OF THE PREMISES WHERE FIREWORKS ARE TO BE SOLD, THE LOCATION ON THE PREMISES WHERE FIREWORKS ARE TO BE STORED, THE LOCATION ON THE PREMISES WHERE THE FIREWORKS ARE TO BE STORED, THE OWNER OF THE PREMISES, THE OPERATOR OF ANY BUSINESS LOCATED ON THE PREMISES, AND THE PERSON OR PERSONS

ORDINANCES DEALING WITH THESE MATTERS, INCLUDING BUT NOT LIMITED TO CHAPTER 1610 FIRE PREVENTION CODE.

1615.02 DEFINITIONS.

AS USED IN THIS LANSING FIREWORKS ORDINANCE:

"FIRE MARSHAL" MEANS THE LANSING FIRE MARSHAL OR HIS OR HER DESIGNEE.

"FIREWORKS" MEANS A DEVICE MADE FROM EXPLOSIVE OR FLAMMABLE COMPOSITIONS USED PRIMARILY FOR THE PURPOSE OF PRODUCING A VISIBLE DISPLAY OR AN AUDIBLE EFFECT, OR BOTH, BY COMBUSTION, DEFLAGRATION OR DETONATION. THE TERM FIREWORKS INCLUDES ALL ITEMS DEFINED AS FIREWORKS UNDER MICHIGAN STATUTES, BY THE UNITED STATES CONSUMER PRODUCTS SAFETY COMMISSION, THE UNITED STATES DEPARTMENT OF TRANSPORTATION, AND UNDER ANY OTHER FEDERAL LAW AND REGULATION. THIS TERM INCLUDES PYROTECHNICS.

"PERSON" MEANS A NATURAL PERSON OR A BUSINESS ENTITY INCLUDING BUT NOT LIMITED TO A FIRM, COPARTNERSHIP, ASSOCIATION, ORGANIZATION, LIMITED LIABILITY COMPANY OR CORPORATION.

"PUBLIC DISPLAY" MEANS ANY EVENT WHERE A DISPLAY OF PYROTECHNIC MATERIALS OR OTHER FIREWORKS THAT ARE OTHERWISE PROHIBITED BY MCLA § 750243a et seq. ARE USED OR SET OFF BY A PYROTECHNIC OPERATOR.

"PYROTECHNIC OPERATOR" MEANS AN INDIVIDUAL APPROVED TO BE RESPONSIBLE FOR PYROTECHNICS.

1615.03 MANUFACTURE WITHIN CITY PROHIBITED.

THE MANUFACTURE OF FIREWORKS IS PROHIBITED WITHOUT EXCEPTION WITHIN THE CITY PURSUANT TO 1997 UNIFORM FIRE CODE, ARTICLE 78, SECTION 78013.1.1.

1615.04 WHOLESALE SALE WITHIN THE CITY PROHIBITED WITHOUT PERMIT.

WHO WILL SELL THE FIREWORKS

1615.05 POSSESSION, SALE, USE, ETC. WITHIN CITY PROHIBITED.

(A) NO PERSON SHALL SELL, OFFER FOR SALE, POSSESS, TRANSPORT OR USE ANY FIREWORKS EXCEPT AS SPECIFICALLY LISTED IN THIS SECTION OR EXCEPT AS OTHERWISE PROVIDED IN THIS CHAPTER. ANY FIREWORKS SOLD, OFFERED FOR SALE, POSSESSED, USED OR TRANSPORTED NOT SPECIFICALLY LISTED IN THIS SECTION SHALL BE DEEMED TO BE CONTRABAND.

(B) NO NATURAL PERSON, WHO IS EIGHTEEN (18) YEARS OF AGE OR OLDER, SHALL POSSESS, TRANSPORT OR USE UP TO TEN (10) POUNDS OF GROSS WEIGHT OF THE FOLLOWING TYPES OF FIREWORKS AND OTHER PERSONS, AS DEFINED IN THIS CHAPTER, HOLDING A VALID RETAIL DEALER LICENSE UNDER THIS CHAPTER MAY POSSESS, SELL, AND OFFER TO SELL THE FOLLOWING TYPES OF FIREWORKS:

(1) SIGNAL FLARES OF A TYPE APPROVED BY THE DIRECTOR OF STATE POLICE FOR EMERGENCY SIGNAL PURPOSES AND MEETING ALL APPLICABLE STATE AND FEDERAL PERFORMANCE AND LABELING REQUIREMENTS;

(2) BLANK CARTRIDGES FOR USE IN TOY PISTOLS, TOY CANNONS, TRICK NOISE MAKERS, THEATRIC EVENTS, DOG TRAINING, AND

SIGNALING ATHLETIC EVENTS, PROVIDED THAT SUCH BLANK CARTRIDGES AND DEVICES EMPLOYING THEM ARE A TYPE APPROVED BY THE DIRECTOR OF STATE POLICE, AND NOT DESIGNATED TO BREAK APART SO AS TO FORM A MISSILE UPON EXPLOSION, ARE SO DESIGNED AS TO PREVENT CONTACT BETWEEN THE CARTRIDGE AND THE HAND WHEN IN PLACE FOR EXPLOSION, AND OTHERWISE MEET ALL APPLICABLE STATE AND FEDERAL PERFORMANCE AND LABELING REQUIREMENTS;

(3) SPARKLERS CONTAINING NOT MORE THAN 0.0125 POUNDS OF BURNING PORTION PER SPARKLER THAT OTHERWISE MEET ALL APPLICABLE STATE AND FEDERAL PERFORMANCE AND LABELING REQUIREMENTS;

(4) FLITIER SPARKLERS IN PAPER TUBES NOT EXCEEDING ON EIGHTH INCH IN DIAMETER, CONE FOUNTAINS, AND CYLINDER FOUNTAINS THAT OTHERWISE MEET ALL APPLICABLE STATE AND FEDERAL PERFORMANCE AND LABELING REQUIREMENTS;

(5) FLAT PAPER CAPS CONTAINING NOT MORE THAN .025 OF A GRAIN OF EXPLOSIVE CONTENT PER CAP AND OTHERWISE MEETING ALL APPLICABLE STATE AND FEDERAL PERFORMANCE AND LABELING REQUIREMENTS; AND

(6) TRICK NOISE MAKERS, TOY CANES, AND TOY SNAKES NOT CONTAINING MERCURY THAT MEET ALL APPLICABLE STATE AND FEDERAL PERFORMANCE AND LABELING REQUIREMENTS.

(C) NO NATURAL PERSON UNDER THE AGE OF TWELVE (12), WITHOUT THE DIRECT SUPERVISION OF A PARENT OR AN ADULT GUARDIAN, SHALL USE OR POSSESS UP TO TEN (10) POUNDS OF GROSS WEIGHT OF THE FOLLOWING TYPES OF FIREWORKS:

(A) REQUIREMENTS ANY QUALIFIED NATURAL PERSON, AT LEAST EIGHTEEN (18) YEARS OF AGE OR OVER, WHO DESIRES TO EXPLODE ANY FIREWORKS, PYROTECHNICS OR OTHER EXPLOSIVES OF LIKE CHARACTER THAT ARE NOT LISTED IN SECTION 1615.05 (B) (1-6), IN A PUBLIC DISPLAY, SHALL FIRST OBTAIN A PERMIT FOR SUCH DISPLAY FROM THE CITY CLERK.

(B) APPLICATION APPLICATION FOR PUBLIC DISPLAYS OF FIREWORKS, PYROTECHNICS OR OTHER EXPLOSIVES OF LIKE CHARACTER SHALL BE MADE IN WRITING TO THE CITY CLERK, AT LEAST FIFTEEN (15) DAYS IN ADVANCE OF THE PROPOSED DATE OF THE DISPLAY. AFTER RECEIVING THE FIRE MARSHAL'S ENDORSEMENT AND APPROVAL OF THE APPLICATION, THE CITY COUNCIL SHALL RULE ON THE COMPETENCY AND QUALIFICATIONS OF APPLICANTS OF PYROTECHNIC DISPLAYS, AS THE APPLICANT HAS FURNISHED IN THE APPLICATION FORM, AND ON THE TIME, PLACE, AND SAFETY ASPECTS OF THE DISPLAYS BEFORE GRANTING OR DENYING THE PERMIT. SUCH APPLICATIONS SHALL SET FORTH:

(1) THE NAME OF THE PERSON SPONSORING THE DISPLAY, TOGETHER WITH THE NAME, AGE, EXPERIENCE AND A COPY OF THE MICHIGAN DRIVER'S LICENSE OF THE PERSON ACTUALLY IN CHARGE OF FIRING THE DISPLAY;

(2) THE DATE AND TIME OF THE DAY AT WHICH THE DISPLAY WILL BE HELD;

(3) THE EXACT LOCATION PLANNED FOR THE DISPLAY;

(4) THE NUMBERS AND KINDS OF FIREWORKS TO BE DISCHARGED;

(5) THE MANNER AND PLACE OF STORAGE OF SUCH FIREWORKS PRIOR TO THE DISPLAY; AND

(6) THE APPLICATION FOR SUCH PERMIT SHALL BE VERIFIED BY AFFIDAVIT.

(C) INSPECTION OF PROPOSED LOCATION, QUALIFICATIONS OF OPERATOR, ETC. THE FIRE MARSHAL SHALL:

(1) MAKE OR CAUSE TO BE MADE AN INSPECTION OF THE LOCATION STATED IN THE APPLICATION AS THE LOCATION OF THE PROPOSED PUBLIC DISPLAY TO ASCERTAIN WHETHER IT IS A SAFE AND PROPER LOCATION FOR THE DISPLAY THEREOF AND NOT WITHIN TWO

(1) SPARKLERS CONTAINING NOT MORE THAN 0.0125 POUNDS OF BURNING PORTION PER SPARKLER THAT OTHERWISE MEET ALL APPLICABLE STATE AND FEDERAL PERFORMANCE AND LABELING REQUIREMENTS;

(2) FLITIER SPARKLERS IN PAPER TUBES NOT EXCEEDING ON EIGHTH INCH IN DIAMETER, CONE FOUNTAINS, AND CYLINDER FOUNTAINS THAT OTHERWISE MEET ALL APPLICABLE STATE AND FEDERAL PERFORMANCE AND LABELING REQUIREMENTS;

(3) FLAT PAPER CAPS CONTAINING NOT MORE THAN .025 OF A GRAIN OF EXPLOSIVE CONTENT PER CAP AND OTHERWISE MEETING ALL APPLICABLE STATE AND FEDERAL PERFORMANCE AND LABELING REQUIREMENTS; AND

(4) TRICK NOISE MAKERS, TOY CANES, AND TOY SNAKES NOT CONTAINING MERCURY THAT MEET ALL APPLICABLE STATE AND FEDERAL PERFORMANCE AND LABELING REQUIREMENTS.

(D) NO PERSON SHALL POSSESS, TRANSPORT, STORE OR USE MORE THAN TWO THOUSAND (2000) POUNDS GROSS WEIGHT OF FIREWORKS IN THE CITY OF LANSING, EXCEPT AS OTHERWISE PROVIDED IN THIS CHAPTER.

(E) NO PERSON SHALL POSSESS, TRANSPORT, USE, STORE, EXPOSE FOR SALE, OR SELL ANY FIREWORKS IN VIOLATION OF STATE OR FEDERAL LAW.

1615.06 PERMIT FOR PUBLIC DISPLAYS

HUNDRED (200) FEET OF ANY DWELLING OR OTHER STRUCTURE WHEREIN PERSONS RESIDE;

(2) ASCERTAIN WHETHER THE APPLICANT IS A BONA FIDE FAIR ASSOCIATION, AMUSEMENT PARK OR OTHER ORGANIZATION OR GROUP OF INDIVIDUALS;

(3) EXAMINE THE KIND AND CHARACTER OF THE FIREWORKS PROPOSED TO BE USED IN THE PUBLIC DISPLAY; (4) ASCERTAIN THAT THE PROPOSED DISPLAY IS TO BE GIVEN IN AN APPROPRIATE PLACE BY A COMPETENT OPERATOR SO THAT IT SHALL NOT BE HAZARDOUS TO PROPERTY OR ENDANGER ANY PERSON OR PERSONS. IF THE FIRE MARSHAL DETERMINES ALL THE REQUIREMENTS OF THIS SECTION ARE MET, HE OR SHE SHALL ENDORSE AND APPROVE THE APPLICATION IN WRITING.

(D) EFFECT OF PERMIT, NONTRANSFERABLE. AFTER A PERMIT FOR THE PUBLIC DISPLAY OF FIREWORKS, PYROTECHNIC MATERIALS OR OTHER EXPLOSIVES OF LIKE CHARACTER SHALL HAVE BEEN GRANTED BY THE CITY COUNCIL, THE SALE, POSSESSION, USE AND DISTRIBUTION OF FIREWORKS FOR SUCH DISPLAY SHALL BE LAWFUL FOR THAT PURPOSE ONLY. NO PERMIT GRANTED UNDER THIS DIVISION SHALL BE TRANSFERABLE.

INSURANCE REQUIRED. BEFORE THE ISSUANCE OF ANY PERMIT TO HOLD PUBLIC DISPLAY OF FIREWORKS, THE APPLICANT SHALL FILE WITH THE CITY CLERK A BOND OF PROPERTY DAMAGE AND PUBLIC LIABILITY INSURANCE CERTIFICATE NAMING THE CITY AS COINSURER. SUCH BOND OR INSURANCE CERTIFICATE SHALL BE IN THE AMOUNT OF AT LEAST \$500,000 AND IN THE CASE OF INSURANCE CERTIFICATE, THE COVERAGE FOR PUBLIC LIABILITY SHALL BE \$500,000 FOR INJURY TO ONE PERSON AND \$1,000,000 FOR INJURY OF TWO OR MORE PERSONS RESULTING FROM THE SAME ACCIDENT. THE CERTIFICATE SHALL PROVIDE A MINIMUM OF \$500,000 PROPERTY DAMAGE. SUCH PROTECTION SHALL BECOME AVAILABLE FOR THE PAYMENT OF ANY DAMAGES, BY REASON OF THE PERMITTED USE OR DISPLAY, OR ARISING FROM THE ACTS OF THE PERMITTEE, HIS OR HER AGENTS, EMPLOYEES OR SUBCONTRACTORS. FILING OF THE EVIDENCE OF INSURANCE BY

THE CITY CLERK SHALL BE SUBJECT TO PRIOR APPROVAL AS TO FORM BY THE CITY ATTORNEY.

1615.07 AUTHORITY OF FIRE MARSHAL TO BE PRESENT AT PUBLIC DISPLAYS AND TO STOP SAME; EXPLODING FIREWORKS IN PUBLIC STREETS, ON PROPERTY OF OTHERS, ETC.

(A) EXCEPT AS OTHERWISE PERMITTED UNDER THIS CHAPTER, THE FIRE MARSHAL SHALL HAVE THE RIGHT TO BE PRESENT AT THE FIRING OF ANY PUBLIC DISPLAY OF FIREWORKS FOR WHICH A PERMIT HAS BEEN ISSUED, AND SHALL HAVE THE RIGHT TO CAUSE THE PUBLIC DISPLAY TO BE STOPPED UNLESS IT IS CONDUCTED IN STRICT ACCORDANCE WITH THE STATEMENTS MADE IN THE APPLICATION AND SO AS NOT TO BE

(A) ANY NATURAL PERSON OVER EIGHTEEN (18) YEARS OF AGE, OR OTHER PERSON MAY APPLY TO THE CITY CLERK FOR AN ANNUAL LICENSE FOR THE RETAIL SALE OF FIREWORKS AT A SPECIFIED LOCATION. TO BE CONSIDERED COMPLETE, THE APPLICATION FOR A LICENSE SHALL INCLUDE:

(1) A NONREFUNDABLE LICENSING FEE AS SET BY THE CITY COUNCIL BY RESOLUTION;

(2) PROOF OF INSURANCE OR BONDING IN THE MINIMUM AMOUNT OF \$500,000 PER OCCURRENCE COVERAGE FOR PREMISES, VEHICLE AND PUBLIC LIABILITY; AND

(3) IDENTIFICATION OF THE PREMISES WHERE FIREWORKS ARE TO BE SOLD, THE LOCATION ON THE PREMISES WHERE FIREWORKS ARE TO BE STORED, THE LOCATION ON THE PREMISES WHERE THE FIREWORKS ARE TO BE STORED, THE OWNER OF THE PREMISES, THE OPERATOR OF ANY BUSINESS LOCATED ON THE PREMISES, AND THE PERSON OR PERSONS WHO WILL SELL THE FIREWORKS.

(B) THE PROPOSED PREMISES SHALL BE INSPECTED BY THE CITY FIRE MARSHAL OR OTHER AUTHORIZED OFFICIALS TO DETERMINE THAT IT IS A SAFE PLACE TO STORE AND SELL FIREWORKS. THE FIRE MARSHAL MAY ALSO CONDUCT AN INVESTIGATION OF THE APPLICANT, AND THE OWNER AND OPERATOR OF THE PREMISES TO DETERMINE WHETHER ANY GROUNDS EXIST FOR LICENSE DENIAL UNDER THIS CHAPTER. IF THE FIRE MARSHAL DETERMINES ALL THE REQUIREMENTS OF THIS SECTION ARE MET, THEN HE OR SHE SHALL ENDORSE AND APPROVE THE APPLICATION IN WRITING.

(C) A COMPLETE APPLICATION SHALL BE FILED WITH THE CITY CLERK AT LEAST FIFTEEN (15) DAYS BEFORE ENGAGING IN THE RETAIL FIREWORKS BUSINESS. A COMPLETE APPLICATION FOR RENEWAL OF A LICENSE MUST BE FILED AT LEAST THIRTY (30) DAYS BEFORE EXPIRATION OF THE OLD LICENSE. THE CITY CLERK SHALL ISSUE A LICENSE UNDER THIS SECTION WITHIN THIRTY (30) DAYS OF THE DATE A COMPLETE APPLICATION IS SUBMITTED IF ALL THE REQUIREMENTS OF THIS SECTION ARE MET.

(D) ALL LICENSES ISSUED UNDER THIS SECTION SHALL EXPIRE ON APRIL 30TH OF THE FOLLOWING YEAR.

(E) A LICENSE ISSUED PURSUANT TO THIS CHAPTER MAY CONTAIN REASONABLE RECORD KEEPING AND REPORTING REQUIREMENTS AND SUCH OTHER CONDITIONS AS THE FIRE MARSHAL SHALL DETERMINE IN ACCORDANCE WITH THIS LANSING FIREWORKS ORDINANCE, THE LANSING FIRE PREVENTION ORDINANCE, ANY OTHER APPLICABLE STATE LAW OR CITY ORDINANCE OR THAT ARE APPROPRIATE FOR THE HEALTH, SAFETY AND WELFARE OF THE PEOPLE OF THE CITY. VIOLATIONS OF ANY SUCH CONDITION MAY ITSELF BE GROUNDS FOR REVOCATION OR DENIAL OF A LICENSE AND/OR IMPOSITION OF PENALTIES.

(A) TRANSPORT OF FIREWORKS WITHIN THE CITY SOLELY FOR THE PURPOSE OF A PUBLIC DISPLAY PERMITTED BY THE CITY COUNCIL IS ALLOWED PROVIDED THAT THE PERSON MAKING SUCH TRANSPORT HAS A COPY OF THE DISPLAY PERMIT SPECIFYING THE PERMITTED

HAZARDOUS TO PROPERTY OR ENDANGER ANY PERSON

(B) NO PERMIT FOR PUBLIC DISPLAY SHALL BE APPROVED IF THE DISPLAY IS WITHIN TWO HUNDRED (200) FEET OF ANY DWELLING OR OTHER STRUCTURE WHEREIN PERSONS RESIDE.

1615.08 LICENSE FOR RETAIL SALES.

NO PERSON SHALL SELL, OFFER FOR SALE, OR EXPOSE FOR SALE ANY FIREWORKS, EXCEPT IN ACCORDANCE WITH THE PROVISIONS OF A LICENSE ISSUED PURSUANT TO THIS CHAPTER. (SEE SECTION 1615.05).

(F) NO MORE THAN TWO THOUSAND (2000) POUNDS OF GROSS WEIGHT OF FIREWORKS (INCLUDING SHELF AND DISPLAY STOCK) SHALL BE PRESENT ON THE PREMISES OF ANY RETAIL ESTABLISHMENT OF A LICENSED RETAIL DEALER.

(G) OFFICIALS OR OFFICERS OF THE CITY'S CODE COMPLIANCE DIVISION, FIRE DEPARTMENT OR POLICE DEPARTMENT MAY INSPECT THE PREMISES OF ANY LICENSED RETAIL DEALER. INSPECTIONS SHALL BE CONDUCTED IN THE MANNER BEST CALCULATED TO SECURE COMPLIANCE WITH THIS CHAPTER AND THE APPROPRIATE NEEDS OF THE CITY. THESE OFFICIALS OR OFFICERS MAY REQUEST PERMISSION TO ENTER ANY PREMISES REGULATED BY THIS CHAPTER AT REASONABLE HOURS TO UNDERTAKE AN INSPECTION. UPON AN EMERGENCY, THESE OFFICIALS OR OFFICERS MAY ENTER AT ANYTIME. INSPECTIONS MAY BE CONDUCTED IN ONE OR MORE OF THE FOLLOWING:

(1) IN AREAS OPEN TO THE PUBLIC DURING NORMAL BUSINESS HOURS WITHOUT NOTICE;

(2) IN A STORAGE AREA OR INTO THE PREMISES WHERE SUCH RETAIL SALES OF FIREWORKS ARE BEING STORED ON A COMPLAINT BASIS; AND

(3) A RECURRENT VIOLATION BASIS, SUCH AS THOSE PREMISES WHICH ARE FOUND TO HAVE A HIGH INCIDENCE OF RECURRENT VIOLATIONS.

THESE INSPECTIONS MAY BE CONDUCTED EITHER BY OBTAINING PERMISSION OF THE OWNER OR OTHER PERSONS HAVING CHARGE OR CONTROL OR BY OBTAINING A SEARCH WARRANT FROM A COURT OF COMPETENT JURISDICTION. IF SUCH ENTRY IS REFUSED OR IF THE OWNER OR OTHER PERSON HAVING CHARGE OR CONTROL OF THE PREMISES CANNOT BE FOUND, THE OFFICIAL OR OFFICERS SHALL HAVE RECOURSE TO EVERY REMEDY PROVIDED BY LAW TO SECURE ENTRY AND INSPECT. THE OFFICIAL OR OFFICER PREPARING THE WARRANT SHALL STATE THE FOLLOWING:

(1) ADDRESS, IF ANY, OF THE PREMISES TO BE INSPECTED;

(2) THE NATURE OF THE INSPECTION, AS DEFINED IN THIS SECTION, OTHER APPLICABLE CODES OR STATUTES; AND

(3) THE REASONS FOR THE INSPECTION.

IF THE COURT FINDS THAT THE WARRANT IS IN PROPER FORM AND IN ACCORDANCE WITH THIS SECTION, IT SHALL BE ISSUED FORTHWITH. IF THE CONDITION OR CONDITIONS THAT ARE BELIEVED TO EXIST CREATES AN EMERGENCY SITUATION IN THAT IT IMMEDIATELY ENDANGERS HUMAN LIFE, THEN NO SEARCH WARRANT SHALL BE REQUIRED.

1615.09 TRANSPORT AND STORAGE FOR PUBLIC DISPLAY THROUGH SHIPMENTS.

ITEMS, AND THAT SUCH TRANSPORTATION IS MADE IN ACCORDANCE WITH ALL APPLICABLE FEDERAL AND STATE REQUIREMENTS. SUCH TRANSPORT IS ALLOWED ONLY DURING THE FOUR (4) DAYS PRECEDING THE DATE OF THE DISPLAY.

(B) FIREWORKS SPECIFIED ON A PERMIT FOR PUBLIC DISPLAY MAY BE STORED WITHIN THE CITY DURING THE FOUR DAY PERIOD PRECEDING THE PERMITTED DISPLAY PROVIDED THEY ARE STORED IN THE MANNER DESCRIBED IN THE APPLICATION FOR PUBLIC DISPLAY PERMIT.

(C) THROUGH SHIPMENTS OF FIREWORKS MADE IN ACCORDANCE WITH APPLICABLE STATE AND FEDERAL LAWS ARE ALLOWED. FOR PURPOSES OF THIS CHAPTER, A "THROUGH SHIPMENT" MAY CONTAIN ONLY FIREWORKS THAT DO NOT ORIGINATE IN THE CITY OF LANSING ARE NOT DESTINED FOR A POINT WITHIN THE CITY OF LANSING, AND REMAIN UNOPENED OR SEALED IN SHIPPING CONTAINERS WHILE IN THE CITY.

1615.10 ENFORCEMENT.

(A) ANY PERSON WHO VIOLATES ANY PROVISION OF THIS CHAPTER SHALL BE RESPONSIBLE FOR A MUNICIPAL CIVIL INFRACTION, SUBJECT TO PAYMENT OF A CIVIL FINE, PLUS COSTS AND OTHER SANCTIONS, FOR EACH INFRACTION SUBJECT TO A CUMULATIVE CIVIL FINE OF FIVE HUNDRED DOLLARS (\$5,000) PER OCCURRENCE OR FIVE TIMES (5X) THE VALUE OF THE FIREWORKS IN VIOLATION, WHICHEVER IS GREATER, FOR EACH VIOLATION FROM THE DATE EACH SERIOUS VIOLATION COMMENCES UNTIL THE VIOLATION IS CORRECTED. THE FINES MAY BE COLLECTED BY THE CITY ATTORNEY BY ACTION OR SPECIAL PROCEEDING AGAINST THE OWNER OR OTHER RESPONSIBLE PERSON, OR BY AN ACTION AGAINST THE PROPERTY. NOTHING IN THIS SECTION SHALL PRECLUDE ADDITIONAL PENALTIES FOR VIOLATIONS OF THE MICHIGAN FIREWORKS ACT THAT ARE ALSO VIOLATIONS OF THIS FIREWORKS ORDINANCE.

(B) ANY MEMBER OF THE CITY FIRE DEPARTMENT OR POLICE DEPARTMENT MAY CONFISCATE ANY FIREWORKS FOUND WITHIN THE CITY IN VIOLATION OF FEDERAL OR STATE LAW, OR IN VIOLATION OF THE CITY ORDINANCES (INCLUDING ANY QUANTITY OF OTHERWISE LAWFUL FIREWORKS IN EXCESS OF TEN (10) POUNDS GROSS WEIGHT OR TWO THOUSAND (2000) POUNDS GROSS WEIGHT IN THE CASE OF LICENSED RETAIL DEALER). ALL FIREWORKS OF THE KIND PROHIBITED FOR SALE AND USE WITHIN THE CITY, OR IN A QUANTITY EXCEEDING TEN (10) POUNDS GROSS WEIGHT OR TWO THOUSAND (2000) POUNDS GROSS WEIGHT IN THE CASE OF A LICENSED RETAIL DEALER THAT MAY BE FOUND WITHIN THE CITY SHALL BE PRESUMED TO BE WITHIN THE CITY UNLAWFULLY, UNLESS THE PERSON IN WHOSE POSSESSION THEY ARE FOUND CAN PRODUCE A COPY OF A VALID PUBLIC DISPLAY PERMIT COVERING THE SUBJECT OF FIREWORKS, CAN DEMONSTRATE THAT THE Section 4. This ordinance, EXCEPT SECTIONS 1615.05(D) AND 1615.08, shall take effect: on the 30th day after enactment unless given immediate effect: by the city council. THE EFFECTIVE DATE OF SECTIONS 1615.05(D) AND 1615.08 SHALL BE JANUARY 1, 2000.

Given immediate effect by motion of Council member Allen

MARILYNN SLADE, CITY CLERK

OTHER BUSINESS

➤ Public Comment on City Related Matters

Rick LaFountain of 3200 S. Washington said that Officers of the LPD entered his apartment on August 5, 1999 and removed two tapes. On August 4, 1999, his bank was closed. He accused Councilmembers of perpetrating attempted fraud against him last week.

David Reed of 419 State St. #3A in Howell's stated that he has filed numerous lawsuits in

FIREWORKS ARE PART OF A THROUGH SHIPMENT, OR CAN DEMONSTRATE THAT THE FIREWORKS ARE IN THE LAWFUL POSSESSION OF A LICENSE FIREWORKS DEALER. THE PERSON SEIZING THE FIREWORKS SHALL NOTIFY THE PERSON IN WHOSE POSSESSION THEY ARE FOUND THAT THE FIREWORKS WILL BE FORFEITED UNLESS A CLAIM IS FILED WITHIN TWENTY (20) DAYS AS SET FORTH BELOW. IF NO PERSON IS IN POSSESSION OF THE FIREWORKS, WRITTEN NOTICE OF THE RIGHT TO FILE A CLAIM SHALL BE AFFIXED TO THE BUILDING OR VEHICLE WHERE THE FIREWORKS ARE FOUND. THE FIREWORKS SHALL BE RETURNED IMMEDIATELY IF A VALID DISPLAY PERMIT COVERING THE ITEMS IS PRESENTED TO THE SEIZING OFFICIALS WITHIN TWELVE (12) HOURS OF THE SEIZURE.

(C) ANY PERSON CLAIMING POSSESSION OF SEIZED FIREWORKS MAY FILE A CLAIM WITH THE CITY ATTORNEY AS FOLLOWS:

THE CLAIM MUST BE IN WRITING, MUST STATE THE GROUNDS FOR LAWFUL POSSESSION, AND THE CLAIMANT MUST GIVE A BOND IN THE AMOUNT OF TEN (10) PERCENT OF THE VALUE OF THESE SEIZED ITEMS, BUT NOT LESS THAN TWO HUNDRED FIFTY DOLLARS (\$250.00) OR GREATER THAN FIVE THOUSAND DOLLARS (\$5,000.00) WITH THE SURETIES APPROVED BY THE CITY ON THE CONDITION THAT IF THE PROPERTY IS ORDERED FORFEIT, THE OBLIGOR SHALL PAY THE COSTS AND EXPENSES OF THE FORFEITURE PROCEEDING. UPON THE FILING OF A CLAIM AND BOND, THE CITY ATTORNEY SHALL CONDUCT A HEARING AND RENDER A DECISION ON THE QUESTION OF FORFEITURE WITHIN TWENTY (20) DAYS. A CLAIMANT MAY APPEAL AN ADVERSE DETERMINATION BY THE CITY ATTORNEY TO THE CLAIMS REVIEW COMMITTEE, CITY COUNCIL OR CIRCUIT COURT.

(D) IF NO CLAIM IS FILED AND BONDED GIVEN WITHIN TWENTY (20) DAYS OF THE DATE OF SEIZURE, THE FIREWORKS SHALL BE FORFEITED TO THE CITY AND THE CITY SHALL PROPERLY DISPOSE OF THEM BY DESTRUCTION, OR BY SALE TO AN ENTITY IN A JURISDICTION WHERE SUCH ITEMS ARE LAWFUL. HOWEVER, UNLESS ALL CRIMINAL PROCEEDINGS RELATING TO THE SEIZED FIREWORKS HAVE BEEN COMPLETED, THE CITY SHALL NOT DISPOSE OF THEM WITHOUT THE WRITTEN PERMISSION OF THE CITY ATTORNEY.

Section 2. All Ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with these provisions are repealed.

Section 3. Should any section, clause or phrase of this ordinance be declared to be invalid, the same shall not affect the validity of the ordinances as a whole, or any part other than the part so declared to be invalid.

his efforts to protect the rights of the poor and homeless in the United States.

Melanie Rogers of 409 W. Willow stated a complaint she has about two problem houses in her neighborhood that are occupied by drug dealers and prostitutes. She asked for Council's help in dealing with these tenants. They have gone through the public nuisance process in the past, which has helped temporarily, but more scum just moves in. They are tired of putting up with drug sales from these houses, prostitution taking place out in the streets in plain view, theft, obscenity being shouted at all hours of the day and night, and damage to their property.

Harold Kind of 1563 N. High St. said that he received a response from Parks & Recreation Director Reickel about the water main at Bancroft Park. This problem has been fixed, water is once again available to the ball teams playing at the Park, and the problem of getting it to the warming house is being looked into. A lot of kids from this area are very happy to be able to play ball at the park again. They obtained a grant so that they could have tee shirts printed for the kids so they would have an uniform of sorts.

Charlene Decker of 2711 Pleasant Grove Rd. thanked Councilmembers Adado and

Beal for their novotes on the fireworks ordinance. She said that she wants to know how the FOP Labor Contract ratifications that occurred tonight will affect the Board of Police Commissioners.

City Attorney Smierka responded that nothing has changed, now the written rules coincide with what has been put into practice.

COMMITTEE REPORTS

RESOLUTION #273 REPORT OF COMMITTEE

THE DEVELOPMENT AND PLANNING COMMITTEE to whom was referred Z-299, the proposed ordinance to rezone Northeast Corner of Mount Hope and Todd Avenues from "D-1" Professional Office District to "F" Commercial.

The Committee which analyzed the proposed ordinance and the effect it would have on the area.

REPORTS AS FOLLOWS: The Committee recommends Z-2-99, the proposed ordinance to rezone Northeast Corner of Mount Hope and Todd Avenues from "D-1" Professional Office District to "F" Commercial.

Signed, Lou Adado, Chairperson
Sandy Allen
Tony Benavides

BY COUNCILMEMBER ADADO

That the Report of the Committee be received.

RESOLUTION #275 REPORT OF COMMITTEE

THE GENERAL SERVICES COMMITTEE, to whom was referred an Ordinance to amend the Code of Ordinances of the City of Lansing for the purpose of adding a new Chapter 1615 for the purpose of creating a fireworks ordinance to regulate the sale, possession, transportation, temporary storage or use and handling fireworks.

The Committee analyzed the proposed ordinance and

REPORTS AS FOLLOWS: The Committee voted unanimously to approve the new Chapter 1615 for the purpose of creating a fireworks ordinance to regulate the sale, possession, transportation, temporary storage or use and handling fireworks.

Signed, Sandy Allen, Chairperson
Lou Adado
Tony Benavides

BY COUNCILMEMBER ALLEN

That the Report of the Committee be received.

CARRIED UNANIMOUSLY

June 14, 1999

CITY OFFICER & BOARD REPORTS

1. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's office

RECEIVED AND PLACED ON FILE

2. Letter from Internal Auditor Greg Koessel submitting Financial Compliance Audit of the Middle School Sports Program

CARRIED UNANIMOUSLY, COUNCILMEMBER BAUER ABSTAINING

RESOLUTION #274 REPORT OF COMMITTEE

THE PUBLIC SAFETY COMMITTEE, to whom was referred an Ordinance to amend the Code of Ordinances of the City of Lansing for the purpose of adding a new Chapter 1615 for the purpose of creating a fireworks ordinance to regulate the sale, possession, transportation, temporary storage or use and handling fireworks.

The Committee analyzed the proposed ordinance and

REPORTS AS FOLLOWS: The Committee voted unanimously to approve the new Chapter 1615 for the purpose of creating a fireworks ordinance to regulate the sale, possession, transportation, temporary storage or use and handling fireworks.

Signed, Michael Murphy, Chairperson
Larry Meyer
Joan Bauer

BY COUNCILMEMBER MURPHY

That the Report of the Committee be received.

CARRIED UNANIMOUSLY

June 14, 1999

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

3. Letter from the Board of Water & Light submitting Notice of Intent to Issue Revenue Bonds

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

4. Letters from the Mayor re:

a. Letter of Appreciation from Alfreda Schmidt to the Parks & Recreation Department

RECEIVED AND PLACED ON FILE

b. Requests for Appropriation of Community Promotion Funds; Michigan Pride, Greater Lansing Area Horseshoe Club and Summer Kids Thing

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

c. News Release: HRC's Community Outreach

RECEIVED AND PLACED ON FILE

d. Transfer of Funds; LPD, Parks & Recreation

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

e. Appointment of Kevin G. Malley of 333 S. Capital Ave. to the Board of Police Commissioners for a Term To Expire June 30, 2003

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

f. Traffic Control Request, Capitol Ave. and Dwight St.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

g. Sale Source/Emergency Purchase Order - Asplundh Tree Expert Co.

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE
INTERNAL AUDITOR

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

4. Letter from O'Leary Paint protesting the Principal Shopping District Special Assessment

REFERRED TO THE CITY ASSESSOR AND THE CITY CLERK

5. Letter from Ronnie L. & Gwendolyn D. DuPard of 2701 Risdale rejecting the decision of the Claims Review Committee to Deny their Claim for property located at an undisclosed address

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

6. Letter from Ingham County Clerk Mike Bryanton submitting notice of the Appointment of Jeremiah Stone to the Ingham County/City of Lansing Community Corrections Advisory Board and Requesting Concurrence by the Lansing City Council

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

7. Letter from Robert & Betty Verney appealing the decision of the Claims Review Committee regarding property located at 1033 E. Grand River

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

8. Letter from the State of Michigan Department of Transportation submitting a Contract for Reconstruction of Holly Rd. from Pine Tree Rd. to Collins Rd.

REFERRED TO THE DEPARTMENT OF PUBLIC SERVICES

9. Letter from Leola Taylor of 2421 S. Wadsworth regarding attempts she has made to appeal violation citations issued to her by the Code Compliance Officers

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

10. Letter from Retired Lansing Police Lieutenant James Webster of 1115 N. Creys Rd. requesting a Meeting between City Council Members and Retired LPD Command Officers regarding the FOP Contract Agreement

REFERRED TO THE MAYOR, THE GENERAL SERVICES COMMITTEE AND
THE POLICE AND FIRE RETIREMENT BOARD

11. Letter from Nolan Bennett of 4827 Richmond St. regarding his request to Participate in the City of Lansing's Wellhead Protection Program planning and subsequent rejection by the Wellhead Protection Team

REFERRED TO THE DEPARTMENT OF PUBLIC SERVICES

12. Letter from Eleanor Noonan of 3507 Muirfield Dr. regarding the Lansing City Market

1. Michigan Tax Tribunal Appeal filed by Ameritech Mobile Services Inc.

REFERRED TO THE CITY ATTORNEY

2. Notice from the State of Michigan Department of Environmental Quality of Permit #996066 Issued to the City of Lansing Authorizing Sewerage System Construction in Connection with the General Motors Plant #1, Infrastructure Improvements

REFERRED TO THE DEPARTMENT OF PUBLIC SERVICES

3. Notice from the State of Michigan Department of Consumer & Industry Services of a License Issued to Mary and Donald Simon for a Child Foster Care Facility located at 3720 Tecumseh River Rd.

REFERRED TO THE MAYOR AND THE PLANNING BOARD

REFERRED TO THE MAYOR, LEPA, AND THE PUBLIC SERVICES
COMMITTEE

13. Letter from Christine Timmon of 335 E. St. Joseph regarding the proposal for the acquisition by the Greater Lansing Non-profit Housing Coalition of Capitol Commons III

RECEIVED AND PLACED ON FILE

14. Letter from Anne Gleason, Coordinator of the Victim/Witness Advocates Program requesting that the City subsidize their purchase of jackets and photo identification badges for Volunteers

REFERRED TO THE MAYOR AND THE BOARD OF POLICE COMMISSIONERS

15. Z-10-99; 327 S. Walnut, Petition for Rezoning from "E-2" Local Shopping to "G-1" General Business District filed by the Board of Water & Light to allow for development of an on-manned Central Chilled Water Production Facility for the BW&L's Chilled Water District

REFERRED TO THE MAYOR AND THE PLANNING BOARD

16. SLU-05-99; 327 S. Walnut, Special Land Use Petition filed by the Board of Water & Light to allow for use as a Public Utility Chilled Water Production Facility

REFERRED TO THE MAYOR AND THE PLANNING BOARD

17. Suspension item from Councilmember Allen; a Resolution Authorizing a Fireworks Wholesale Dealer Permit to James Stajos of American Eagle Fireworks

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

18. Suspension item from Councilmember Murphy; a letter from Ms. Smith regarding the Lansing Housing Commission

REFERRED TO THE COMMITTEE OF THE WHOLE

COUNCIL MEMBERS' COMMENTS

Councilmember Bauer commented that this has been a very interesting meeting, with many issues in which Councilmembers disagreed. She finds debate very helpful, especially in decision making.

Councilmember Meyer reminded everyone that this Friday is the "Chili Cook-Off on the Riverfront." This is an incredible celebration of the River. The funds raised go towards river cleanup. The cook-off will run from 5:00 to 8:00 p.m. and the cost is \$5.00 per person.

Councilmember Leeman asked the Mayor's Office to announce the particulars regarding the Concerts in the Park series.

MAYOR'S EXECUTIVE ASSISTANT'S
RESPONSE TO COMMENTS

Mr. Wiener announced that the first Concert in the Park will be held this Wednesday at Frances Park and will feature the Lansing Concert band.

ADJOURNED 10:30 P.M.
MARILYN SLADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF JUNE 21, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: Councilmember Allen

The Invocation and Pledge of Allegiance were led by Councilmember Adado

APPROVAL OF MINUTES

By Councilmember Adado

To approve the printed Council Proceedings of June 1, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Adado

To accept the following under suspension of the rules:

1. From Councilmember Adado; a Resolution Disposing of a Utility Easement by the Board of Water & Light for the 111 Block of Michigan Ave.
 2. From Councilmember Adado; a Resolution Disposing of a Utility Easement by the Board of Water & Light for the 101 Block of Michigan Ave.
 3. From Councilmember Leeman; a Letter from Capital City Sports Club requesting an Appropriation of Community Promotions Funds
 4. From Councilmember Murphy; a Resolution Setting a Public Hearing for July 6, 1999 to Consider the Establishment of a \$500 Fee for Fireworks Permits
- Councilmember Murphy announced that the Public Safety Committee will hold a special meeting at the North School at 333 E. Miller Rd. on Thursday, June 24, 1999, for the purpose of taking up discussion of traffic calming in area 33. This area is bordered by Jolly, Cedar, Willoughby and Washington Ave. This is an on-going traffic calming project, and he invited all residents of this area that are interested to attend the meeting.

➤ Special Ceremonies

Mayor Hollister introduced Tom Glick from the Lansing Lugnuts. Mr. Glick reported that they are getting ready to throw a party tomorrow in Downtown. It is the Mid-West League's All-star Game and Fanfest. The celebrations will begin at 11:00 A.M. and run through 8:00 P.M. The game begins at 7:35 P.M. There will be many exhibits from around the Country depicting the history of Baseball, majors, minors, micros, and women's leagues. There will be demonstrations showing how balls are made, how bats are made and how gloves are made. You will be able to call a game. The Game will feature a fireworks show. This is a wonderful opportunity for the City of Lansing to host people from all over the region and the 5 states that comprise the Mid-West League. Mr. Glick introduced George Spieles, President of the Mid-West League, who said that the relationship between Lansing and It's Lugnuts is a

Steve Wiesner stated a request for extended hours of operation for Lanzo Construction,

5. From Councilmember Meyer; a Resolution for Transfer of Funds

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Mayor Hollister announced that on June 23, 1999, the Consulting Firm that performed the Housing Study for the City will be reviewing their findings at the South Side Police Precinct. He urged residents to drop in and talk to the consultants. He announced several events celebrating the 4th of July Weekend, which is only a week away, beginning with a bike decorating contest, the winner of which will be showcased in the Parade. The Parade will take place on the 4th at 11:00 A.M. There will be family games at Adado River Front Park, a BBQ, boat rides, an Ice Cream Social, a Pie Eating Contest, Balloon Toss, Three Legged Race, a Free Concert, the Fireworks Display and many other fun things for kids of all ages. He announced that Michigan Ave. will be closed between Cedar and Larch to make room for the Displays and Events that go along with the Lugnuts All Star Game. He introduced Don Schaefer, of the Emergency Planning Commission, here to report on heat health threats and what to do to escape dangerous heat. Mr. Schaefer explained the operations of the Warning System. The first alarm is a heat watch. The second is a heat advisory, and the third is a red warning, meaning there is a clear health danger. There will be 20 cooling centers set up around the county which will be open to the public with free CATA bus service. The process is put into play when the Fire Department receives warning from the local weather forecasters. The Fire Department will in turn notify other City Departments. Mayor Hollister thanked Mr. Schaefer for taking the lead on this project.

Councilmember Leeman announced that on June 23, 1999, the Concert in the Park will be at Turner Dodge House, featuring Mystic Shade.

wonderful example for other Cities and other leagues. He urged everyone to attend their festivities tomorrow, which are free to the public. He distributed All Star Caps to Councilmembers. These special commemorative ball caps will be available for sale at the party tomorrow.

Councilmember Bauer wished a "Happy Birthday" to Councilmember Mike Murphy, whose birthday is Tomorrow, June 22, 1999.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

There were no Scheduled Public Hearings

➤ Public Comment on Legislative Matters:

Gordon Wilson of 2304 Midwood St. stated his support for the General Motors tax abatement. Lansing has the best General Motors workforce there is anywhere in the world. There has always been the attitude that if a project would not work somewhere else, Lansing could make it work.

which may require a waiver of the Noise Ordinance, to allow for a 24 hour jacking and boring operation to complete work on the NE Interceptor Project.

Howard Jones of 426 W. Barnes Ave. welcomed a class of students from ICC and their Instructor who are here to observe tonight's meeting. He said that it is amazing how quickly Mayor Hollister has changed his mind about tax abatements. General Motors has already received \$80,000,000 to \$90,000,000 in tax abatements in the past 20 years. People should also realize that even after GM receives this tax abatement of \$174,000,000, the Board of Water & Light will float a \$50,000,000 bond issue that will take care of some of the lighting at the new factory. This burden will be born by the rate payers of the Board of Water & Light, because there will be an interest charge on the bonds, which is mostly the residents of the City of Lansing. He wants us to go into this with our eyes open. He sees this as preferable to the action in Meridian Township, which we will get nothing for. At least GM will maintain a workforce of 13,000 to 14,000 people. Large corporations get more welfare than anybody else in the County. This large corporation, that has a profit of over 1 Billion dollars, does not need a tax abatement.

Charlene Decker of 2711 Pleasant Grove Rd. agreed with the comments made by Mr. Wilson, and the comments made by Mr. Jones. She was a 30 year employee of GM. She knows both the salaried and union workforces involved in the GM project. They recognize the quality of their workforce and the skilled labor available to them here, and the ethics of our people. The other businesses who have stood by Lansing during By Councilmember Adado

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 6

NAYS: 1 (Councilmember Neal dissenting)

ABSENT: 1

RESOLUTION #277

BY THE DEVELOPMENT AND PLANNING COMMITTEE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Lansing City Council has previously established a Lansing Industrial Development District (IDD-2-99) by adopting Resolution No. 225 on May 17, 1999 for property located within the GM Main Plant site; and

WHEREAS, the City of Lansing received and filed an application from General Motors Corporation requesting an Industrial Facilities Exemption Certificate (IFT-2-99) pursuant to Public Act 198 of 1974, as amended, ("Public Act 19811") for improvements of land and building only ("Real Property Improvements") on the IDD-2-99 area; and

Beginning at the Northeast corner of Block 179, of the Original Plat of the Town of Michigan, now City of Lansing, recorded in Liber 2 of Plats, Pages 36, 37 and 38, Ingham County Records, hereinafter referred to as the Original Plat of the City of Lansing, Ingham County, Michigan; thence along the West right of way line of Walnut Street, as platted in said Original Plat S 00° 12' 42" E 761.11 feet to the Southeast corner of Block 186 of said Plat; thence along the North right of way line of Olds Avenue N 89° 23' 42" E 412.50 feet to the Southeast corner of Block 187 of said Plat; thence along the West right of way line of Townsend Street S 00° 41' 15" E 560.18 feet to the South right of way line of Elm Street, said line also being the North line of Block 2, Ann Barnes Addition to the City of Lansing, recorded in Liber 3 of Plats, Page 10, Ingham County Records; thence N 89° 52' 46" E 87.78 feet to the Northeast corner of said Block 2; thence S 00° 41' 20" E 41.25 feet along the East line of said Block; thence continuing along the South line of Elm Street N 89° 52' 46" E 32.75 feet; thence along the Westerly bank of the Grand River the following three courses, S 89° 03' 51" W 358.42 feet; thence S 05° 15' 11" E 281.82 feet; thence S 01° 06' 21" E 203.92 feet to the Northerly right of way line of the Grand Trunk Western Rail Road; thence along said right of way line S 89° 14' 12" W 1039.08 feet; thence along the East face of the East wall

hard times should be given a tax abatement too. They struggled through the hard times and remained in Lansing and should receive an across the board tax abatement.

LEGISLATIVE MATTERS RESOLUTIONS

RESOLUTION #276

BY THE COMMITTEE DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has appointed Antonia Miernik, 629 W. Lapeer, to the Historic District Commission; and

WHEREAS, the Committee on Development and Planning concurs with the appointment of Antonia Miernik;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the appointment of Antonia Miernik to the Historic District Commission for a term to expire June 30, 2003.

WHEREAS, a Public Hearing was held June 7, 1999, on the Industrial Facilities Exemption Certificate application filed by General Motors Corporation, at which all owners of land within IDD-2-99, other City residents and taxpayers, the assessor and the representatives of the legislative body of each taxing unit that levies ad valorem taxes for the IDD-2-99 area had the opportunity to appear and be heard; and

WHEREAS, General Motors Corporation has substantially met all of the requirements for said Exemption Certificate as required by Public Act 198 and by the policies of this Council;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council finds and determines that the granting of this Industrial Facilities Exemption Certificate considered together with the aggregate amount of certificates previously granted and currently in force under Public Act 198, shall not have the effect of substantially impeding the operation of the City of Lansing, nor impairing the financial soundness of any taxing unit which levies ad valorem taxes in the City of Lansing.

BE IT FURTHER RESOLVED that the Lansing City Council hereby approves the application of General Motors Corporation for an Industrial Facilities Exemption Certificate (IFT-2-99), solely for Real Property Improvements for the area included in IDD-2-99 legally described as:

line of Building 32 and its Southerly projection N 00° 23' 45" W 236.54 feet; thence along the North face of the North wall line of Building 52 S 85° 35' 10" W 08.43 feet; thence along the East face of the East wall line of Building 56 N 00° 32' 37" W 173.99 feet; thence along the North face of the North wall line of Building 56 S 89° 31' 08" W 247.87 feet; thence along the East face of the East wall line of Building 34 and its northerly projection N 00° 32' 22" W 576.59 feet to the Easterly projection of the South line of Block 192 of said Original Plat of the City of Lansing; thence along said South line and the South line of Block 193 and its Westerly projection S 89° 37' 25" W 647.26 feet to the Southerly projection of the East line of Blocks 1 and 2 of Morrison's Subdivision, recorded in Liber 35 of Plats, Page 582, Ingham County Records; thence along said East line N 00° 31' 23" W 808.50 feet to the Northeast corner of Block 2 of Morrison's Subdivision; thence along the North line of said Block 2 being the South right of way line of Williams Street and the South right of way line of Williams Street as platted in Assessor's Plat No. 3 of the City of Lansing, recorded in Liber 10 of Plats, Page 11, Ingham County Records; S 89° 08' 40" W 699.10 feet; thence N 00° 25' 33" W 412.50 feet to the South right of way line of Main Street as platted in said Assessor's Plat No. 3; thence along said South right of way line and the South right of way line of Main Street as platted in said Morrison's Subdivision

NS9 08'40"E 765.60 feet to the Northwest corner of Block 182 of said Original Plat of the City of Lansing; thence continuing along the South right of way line of Main Street NS9 37'25"E 185.909 feet to the point of beginning, containing 3596.509 square feet of land, more or less, being 8.25645 acres, more or less;

and to remain in effect for a period of twelve (12) years after the completion of construction; provided that this resolution shall be effective upon the execution of a written Industrial Facilities Exemption Certificate Agreement between General Motors Corporation and the City of Lansing, in the form as filed with the City Clerk.

BE IT FINALLY RESOLVED that the Mayor, on behalf of the City, is authorized to execute the afore stated agreement, subject to prior approval thereof as to form by the City Attorney.

By Councilmember Adado

Carried Unanimously

RESOLUTION #278
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
ACT-5-99; 1223 Turner Street
Architectural projections over the
public right of way.

WHEREAS, David Ferguson, Ferguson Development, has requested permission to install gas light fixtures to the front of the building at 1223 Turner Street that will project over the public right of way and public sidewalk (ACT-5-99); and

WHEREAS, the Planning Office, in consultation with the Public Service Department, recommended approval of the architectural projections consistent with similar provisions in the *Zoning Code* that affect architectural projections in the Capitol

WHEREAS, in 1995 the City of Lansing traded the west 160 feet of Lot 7 in the R.E. Olds Plat to Invetech Corporation as part of the transaction to acquire the Detroit Ball Bearing Company property to facilitate the construction of Oldsmobile Park; and

WHEREAS, in addition to trading the property to Invetech, the City also granted an easement across City owned property to accommodate the construction, at the City's sole expense, of a driveway leading to the lot; and

WHEREAS, Campbell, Inc., a local machine repair company, has negotiated an agreement with Invetech Corporation to purchase the vacant property in the R.E. Olds Plat for the purpose of constructing a 10,000 square foot structure on the site for warehouse and light manufacturing activity; and

WHEREAS, Campbell has requested that the City agree to provide a level of indemnification against certain environmental claims that may arise in the future due to the release or presence of any hazardous substances on the west 160 feet of lot 7 of the R.E. Olds Plat prior to and on May 3, 1993; and

WHEREAS, that in exchange for the indemnification, Campbell has agreed to allow the City to amend the Easement Agreement to stipulate that the cost of constructing the driveway shall be equally shared between the City and Campbell; and

WHEREAS, the City of Lansing has extended a level of indemnification to other developers of Diamond Reo property, and desires to continue to promote and advance the development of the Diamond Reo site;

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council authorize the City entering into an agreement to indemnify Campbell, Inc. against any and all environmental claims that may arise in the future due to the release or presence of any hazardous substances on the west 160 feet of lot 7 of the R.E. Olds Plat prior to and on

Center District; and

WHEREAS, the Planning Board considered the location, character, and extent of this proposal pursuant to Act 285 of 1931, as amended, and found that the applicant's proposed light fixtures will project less than the four feet permitted for projecting signs and will maintain a minimum eight foot clearance over the sidewalk, which are the minimum standards required for signs and permanent awnings in the Capitol Center are compatible with the Victorian architecture of the North Lansing/Old Town commercial district; and

WHEREAS, at its meeting of Tuesday, May 18, 1999, the Planning Board voted unanimously (6-0) to recommend approval of ACT-5-99; and

WHEREAS, the Development and Planning Committee of City Council has reviewed the report of the Planning Board and concurs therewith;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby approves the City entering into a license agreement to permit the installation of light fixtures on the building at 1223 Turner Street (ACT-5-99) that will project over the public right of way.

BE IT FINALLY RESOLVED, that the Mayor, on behalf of the City, is authorized to sign and execute all necessary documents to permit the afore stated public right of way encroachment subject to prior approval as to form by the City Attorney.

By Councilmember Adado

Carried Unanimously

RESOLUTION #279
BY THE DEVELOPMENT AND PLANNING COMMITTEE
INDEMNIFICATION FOR THE DEVELOPMENT OF
THE WEST 160 FEET OF LOT 7, R.E. OLDS PLAT
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

May 3, 1993.

BE IT FURTHER RESOLVED that in exchange for and as a condition of the indemnification, the Easement Agreement dated March 7, 1995 shall be amended to stipulate that both the City and Campbell shall share equally in the cost associated with the construction of a driveway across City owned property leading to the west part of Lot 7 in the R.E. Olds Plat.

BE IT FURTHER RESOLVED that the agreement shall be subject to approval by the Michigan Department of Environmental Quality of the parties that will develop, occupy and utilize the site as proposed.

BE IT FURTHER RESOLVED that the level of environmental indemnification offered by the City to Campbell, and other conditions associated with the City's involvement in the development of the lot, shall be similar to the terms stipulated in the document entitled "Agreement Between the City of Lansing and Lanvest, Inc. Regarding Indemnification on the North Part Lot 5, R.E. Olds Plat" dated June 20, 1995.

BE IT FURTHER RESOLVED the Mayor is authorized to sign and execute the Agreement subject to its prior approval as to form by the City Attorney.

By Councilmember Adado

Carried Unanimously

RESOLUTION #280
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
SALE OF PROPERTY LOCATED AT 909 W. KALAMAZOO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, pursuant to the Seven Block Area Development Plan, as amended (the "Plan"), the City has acquired the property located at 909 W. Kalamazoo for the purpose of rehabilitating the structure as a single family unit for sale to an income eligible household; and

WHEREAS, it is proposed and supported by the Administration that the property be sold for a nominal sum of \$1.00 plus all closing costs to Ferris Development, a nonprofit housing development corporation, provided that Ferris enter into an agreement with *The West 40 feet of Lot 1 and the West 40 feet of the North 40 feet of Lot 2, Block 9, Birch, Butler & Sparrow's Addition, City of Lansing, Ingham County, Michigan, according to the recorded plat thereof as recorded in Liber 51 of Deeds, Page 392, Ingham County records,*

to Ferris Development, for the sum of one dollar (\$1.00) plus all closing costs.

BE IT FURTHER RESOLVED, that the sale of the property be subject to the execution of an agreement between the City and Ferris Development stipulating that the property shall be rehabilitated as a single family unit under the City's Rehabilitation/Purchase Program, and sold to an income eligible household that will reside in the home as owner/occupant.

BE IT FINALLY RESOLVED, that the Mayor, on behalf of the City, is hereby authorized to sign and execute all necessary documents to effectuate the sale and transfer of the property, subject to prior approval as to form by the City Attorney.

By Councilmember Adado

Carried Unanimously

RESOLUTION #281
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
ACQUISITION OF SEWER EASEMENTS
ACROSS PROPERTY
LOCATED AT 3384 JAMES PHILLIPS DRIVE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the City of Lansing is required by agreement to provide sanitary sewer service to accommodate the development of the Jackson National Life Facility in Alameda Township; and

WHEREAS, it is necessary to route part of the sanitary sewer system across the property located at 3384 James Phillips Drive owned by Teetyme L.L.C.; and

WHEREAS, it is necessary to purchase a permanent utility easement and a temporary construction easement both twenty (20) foot in width and approximately two hundred thirty two (232) feet in length from the property owner to allow for the public purpose of installing, operating and maintaining the sanitary sewer system; and

WHEREAS, Teetyme L.L.C., has offered to sell the permanent utility easement and temporary construction easement to the City for the total sum of \$25,000.00 and have signed a purchase offer for that amount; and

WHEREAS, Genesis Development Group has completed all due diligence on the site, including the rezoning of the property, except for a wetlands study that is required by the Michigan Department of Environmental Quality; and

WHEREAS, the final sale of the property depends on a favorable wetlands determination which determination will take an additional ninety (90) days to be completed, reviewed and approved; and

WHEREAS, Genesis has requested that the City grant an additional ninety (90) days, or until August 29, 1999, to allow them to complete a wetlands study, to allow the MD EQ time to review and approve the wetlands study and to allow Genesis to remove all contingencies as stated in the Addendum;

the City to rehabilitate and sell the property under the City's Rehabilitation/Purchase Program; and

WHEREAS, Ferris Development is agreeable to this acquisition and rehabilitation;

NOW THEREFORE BE IT RESOLVED, that the City of Lansing does hereby authorize the sale of the property located at 909 W. Kalamazoo described as

WHEREAS, it is necessary for the City Council to approve the acquisitions;

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council authorize the acquisition of a permanent utility easement and a temporary construction easement across the property located at 3384 James Phillips Drive owned by Teetyme L.L.C., which easements are legally described and included in the survey attached to the Offer to Purchase dated April 14, 1999, for the purchase price of \$25,000.00.

BE IT FURTHER RESOLVED that the acquisition shall be carried out according to the terms of the purchase offer signed by Teetyme L.L.C. and dated June 4, 1999, and according to the terms of an Easement Agreement to be signed by Teetyme L.L.C. and the Mortgagee of the property.

BE IT FURTHER RESOLVED that, once acquired, the easement be used for the public purpose of constructing, operating and maintaining a sanitary sewer system to serve the Jackson National Life facility.

BE IT FINALLY RESOLVED the Mayor is authorized to sign and execute all necessary documents to effectuate the aforesaid transaction, subject to their prior approval as to form by the City Attorney.

By Councilmember Adado

Carried Unanimously

RESOLUTION #282
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
SALE OF PINETREE ROAD PROPERTY
TIME EXTENSION
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Lansing City Council adopted Resolution #083 on March 1, 1999 to approve the sale of a 36.70 acre parcel of property located on Pinetree Road in Delhi Township to the Genesis Development Group according to an Offer to Purchase and Contract of Sale dated March 24, 1999; and

WHEREAS, the Offer includes an Addendum stipulating that the Purchaser will have ninety (90) days from the date the offer is approved by the City Council, or until May 31, 1999, to conduct due diligence on the property for the purpose of determining the suitability of the site for the proposed office development, and to remove certain contingencies related to the purchase; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby approves a ninety (90) day extension, until August 29, 1999, to allow Genesis Development Group to complete a wetlands study and review process on the Pinetree Road Property, and to allow for the removal of all contingencies included in the Addendum of the Offer.

BE IT FURTHER RESOLVED that all other terms of the Offer shall remain in effect without change.

By Councilmember Adado

Carried Unanimously

RESOLUTION #283
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
RESOLUTION TO DISPOSE OF
INTEREST IN REAL PROPERTY (EASEMENT)
LOCATED IN BLOCK III ON MICHIGAN AVENUE
AT WASHINGTON SQUARE

WHEREAS, Summit Partners, a Michigan general partnership, has requested the Board of Water and Light to abandon overhead rights received from Consumers Power under a letter dated May 16, 1991 which granted the Board of Water and Light right to use the East 32 ft. of the North 110 ft. of Lot 4 and Lot 3 in Block 111, City of Lansing, Ingham County, Michigan; and

WHEREAS, Summit Partners has agreed to grant the City of Lansing for its Board of Water and Light a replacement easement to lay and maintain cables and other appurtenances on the West 10 ft. of the South 26.13 ft. of Lot 3, and the West 10 ft. of the East 22 feet of the North 100.33 ft. of Lot 4, except that the easement on Lot 4 shall be only the West 5 ft. of the East 22 ft. for the area South of Vault 2; and

WHEREAS, the Board of Water and Light on May 25, 1999 passed Resolution #99-5-7 declaring a certain easement to be a surplus real property interest and not required for Board of Water and Light operations; and

WHEREAS, pursuant to Lansing City Charter, the Board of Water and Light requests the City Council concur that the easement is surplus and approve its release subject to the granting of a replacement easement;

RESOLUTION TO DISPOSE OF INTEREST IN
REAL PROPERTY (EASEMENT)
LOCATED IN BLOCK 101 ON
MICHIGAN AVENUE, LANSING.

WHEREAS, Land Equities Corporation has requested the Board of Water and Light to abandon a portion of its easement rights granted it by Jury Rowe for the property adjacent to the Lansing Police Department Building and the City Hall property; and

WHEREAS, Land Equities, or its assignee, has agreed to grant the City of Lansing for its Board of Water and Light a replacement access easement to lay and maintain cables and other appurtenances on top of the building under construction; and

WHEREAS, the Board of Water and Light on May 25, 1999 passed Resolution #99-5-8 declaring a certain easement to be a surplus real property interest and not required for Board of Water and Light operations; and

WHEREAS, pursuant to Lansing City Charter, the Board of Water and Light requests the City Council concur that the easement is surplus and approve its release subject to the granting of a replacement easement;

NOW THEREFORE, BE IT RESOLVED that the City hereby concurs that the following specifically describe easement interest: is no longer necessary to the operation of the Board of Water and Light:

An easement for the Board of Water and Light being over a part of the West 44 feet of Lot 9 and the East 16 feet of Lot 8, Block 101, Original Plat, City of Lansing, Ingham County, Michigan according to the recorded plat thereof, as recorded in Liber 2 of Plats, Pages 36, 37, and 38, Ingham County Records and described as: beginning at the Northwest corner of said Lot 9; thence East along the North line of said Lot 9 a distance of 22.0 feet; thence South parallel to the West line of said Lot 9 a distance of 3.70 feet; thence West 9.60 feet; thence South 6.30 feet; thence West 28.40 feet; thence North along the West line of the East 16 feet of said Lot 8 a distance of 10.00 feet; thence East along the North line of said Lot 8 a

NOW THEREFORE, BE IT RESOLVED that the City hereby concurs that the following generally describe easement interest: is no longer necessary to the operation of the Board of Water and Light:

The north 10 feet of the south 36.16 feet of Lots 1, 2 and 3 of Block 111, City of Lansing, Ingham County, Michigan, except for the west 10 feet of the north 10 feet of the south 36.13 feet of Lot 3 of the above-described property.

BE IT FURTHER RESOLVED, that the Board of Water and Light easement interest will be released and abandoned upon the receipt and inclusion in an appropriate instrument of the legal description of the abandoned easement and upon the execution of a replacement easement to the City of Lansing for its Board of Water and Light purposes.

BE IT FINALLY RESOLVED, the Mayor, on behalf of the City of Lansing, by its Board of Water and Light, is authorized to sign and execute all documents necessary to complete this transaction, subject to prior approval as to form by the City Attorney.

By Councilmember Adado

Carried Unanimously

RESOLUTION #284
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
distance of 16.00 feet to the point of beginning.

BE IT FURTHER RESOLVED, that the Board of Water and Light easement interest will be released upon the execution of a replacement easement to the City of Lansing for its Board of Water and Light purposes, specifically described as follows:

An access easement for the Board of Water and Light being over a part of the West 44 feet of Lot 9, Block 101, Original Plat, City of Lansing, Ingham County, Michigan, according to the recorded plat thereof, as recorded in Liber 2 of Plats, Pages 36, 37 and 38, Ingham County Records and described as: commencing at the Northwest corner of said Lot 9; thence South along the West line of said Lot 9 a distance of 10.00 feet; thence East 12.40 feet to the point of beginning of this description; thence North 6.30 feet; thence East 21.60 feet; thence South 6.30 feet; thence West 21.60 feet to the point of beginning.

BE IT FINALLY RESOLVED, the Mayor, on behalf of the City of Lansing, by its Board of Water and Light, is authorized to sign and execute all documents necessary to complete this transaction, subject to prior approval as to form by the City Attorney.

By Councilmember Adado

Carried Unanimously

RESOLUTION #285
BY COUNCILMEMBER MICHAEL MURPHY
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Whereas the Lansing City Council adopted Ordinance #1005 on June 14, 1999, which amended the Code of Ordinances by Adding a New Chapter, Chapter 1615, Known as the Fireworks Ordinance; and

Whereas said Chapter 1615 requires that the City Council establish a non-refundable fee for each wholesale fireworks permit and each retail fireworks license application

filed with the City Clerk

Now Therefore Be It Resolved that a Public Hearing be set for July 6, 1999, to afford residents an opportunity to appear before the City Council and state their opinion with

Carried Unanimously

RESOLUTION #286
BY COUNCILMEMBER LARRY MEYER
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Whereas, Lanzo Construction Company of 28135 Groesbeck Hwy. In Roseville, MI, has applied to the Lansing City Council for a waiver of the Noise Ordinance, Codified in Part 6, Chapter 654 of the City of Lansing Code of Ordinances, in order to allow them to operate a 24-hour jacking & boring operation to facilitate construction on the Northeast Interceptor Project for the City of Lansing, and

Whereas, Chapter 654 of the Codified Ordinances of the City of Lansing requires that a Public Hearing be scheduled to allow for the input of residents who may be affected by the waiver, and further, requires a 30 day notification period prior to the Public Hearing

Now Therefore Be It Resolved, that a Public Hearing be scheduled for August 2, 1999, and

Be It Further Resolved, that the City Clerk is requested to publish notice of the Public Hearing, and the Public Service Department is requested to mail written notice to each resident within a 300' radius of the affected area in accordance with the requirements of Chapter 654

By Councilmember Meyer

Carried Unanimously

ORDINANCES FOR INTRODUCTION

There were no Ordinances for Introduction

ORDINANCES FOR PASSAGE

There were no Ordinances for Passage

OTHER BUSINESS

Howard Jones of 426 W. Barnes Ave. said that the PA 425 Agreement with Meridian Township will create a luxury development where home owners will pay between \$200,000 to \$400,000 for a house. This is a violation of the constitution which says that people have a right to redress of grievances by petitioning their government. Only wealthy people will be able to afford to live out there. This shuts a door on 80% of Lansing Residents, who cannot afford that kind of housing. It requires the City to maintain sewer, water, and electric service to this development. Why should the Residents of Lansing have to pay for this? The region does not need the pollution that would be caused by the pesticides and fungicides used to treat the golf course. This is a lose/lose situation for the City, and a win/win situation for the developers. This can all be blamed on Mayor Hollister's buddies Kolt and Serkaian.

Beverly Miller of 413 Pear St. said that the Spiral Bar had a big event over the weekend. It lasted three days. Someone figured that the best way to keep their patrons out of the adjacent residential neighborhood was to put a sign in the middle of the street. The neighborhood did not have an objection to this, but the sign turned out to be more of an obstruction than a sign. People kept running their cars into it. It was a big barricade that said "ROAD CLOSED, LOCAL TRAFFIC ONLY." This made it difficult for residents to get down the street and the bar patrons just kept running into it.

regard to the licensing fee.

By Councilmember Murphy

Public Comment on City Related Matters

Rick LaFountain of 3200S. Washington stated that he has brought radio active food items to show to Councilmembers. He demanded that Council President Benavides procure a Geiger counter to test the cans with and that will prove they are radio active. He wants some stickers provided to him to label his radio active food items with. He stated that he has proof that the LPD is bugging his apartment, and he wants to set up a meeting to show someone his proof.

Frank Curtis "X", no address given, demanded reparation for the historic use of black icons on product packaging, i.e., Aunt Jemima, Uncle Ben, Laughing Charlie, etc. Chrysler is even now exploiting them with the use of the model name Jeep Cherokee. Also, they want the 40 acres and a mule that they were promised upon the end of the Civil War.

Gordon Wilson of 2304 Midwood urged anyone who is a construction contractor or a mechanical contractor to contact him at 394-3469, with regard to volunteering their time and services to help fix up the house at the corner of Midwood and Pleasant Grove. This home owner is a single mother that cannot afford to fix up her house. He stated his opposition to the PA 425 Agreement between the City of Lansing and Meridian Township, because of the income and property tax provisions in the agreement.

William Habbell of 3916 Wedgewood noted that this is the first day of summer, and he has only seen 1/3 the number of fireworks tents that he used to see in the City. It seems a lot quieter in the Third Ward too. He thanked Council for adopting the fireworks ordinance. He stated his support for the General Motors tax abatement.

Ronald Mann, no address given, said that he is here with his classmates tonight to observe a City Council Meeting and see how local government works. He congratulated Councilmembers on the way they have turned the downtown area around. Now we have a new ball park and a lot of good businesses in the downtown area, as well as redevelopment of North Town. There is only one area remaining in downtown that has not been taken care of, and that is the homeless shelter on Michigan Ave. Tomorrow, during the All Star Game parents will bring their kids downtown and they will be able to see the City Rescue Mission and all of the homeless persons hanging around out in front of it. This shelter should be moved to another area of town.

Ed Simmer of 2609 Dier St. stated his opposition to the fireworks ordinance. If this ordinance is taken to court, it will be overturned. He suggested that the City designate four City Parks that it would be legal to have fireworks shot off in, and have it supervised by police and fire personnel. People who cannot buy fireworks in Lansing will just drive 45 minutes to Indiana and bring them back and shoot them off. The enforcement of the ordinance will be a low priority for the police department, who will be out catching drug dealers.

Melanie Rogers of 409 W. Willow described a problem her neighborhood is having with tenants in a house across the street from her. Prostitution, drug use and drug sales. These tenants were served with an eviction notice, because they had more people living in the house than was on the lease, but they took care of that problem, and now they are just allowed to stay in the rental property and make life miserable for everyone who lives around them. She asked if there is any way to get rid of these people? She has been working with Tim Perrone. The house is owned by the Franklin Street Housing Cooperative.

Charlene Decker of 2711 Pleasant Grove Rd. said that there should be some type of help available to the previous speaker from the City. There should be something that the City can do to help, other than just telling her to go to the landlord and have restrictions put in the lease. She stated her opposition to the income tax provisions in the 425

Agreement with Meridian Township. Additionally, nothing has been done with the wetland situation and the drainage fields that would be polluted by the Golf Course. This is a bad deal that the City of Lansing does not need.

Christine Timmon of 335 E. St. Joseph accused Councilmember Allen of demonstrating unprofessional behavior towards neighborhood activists. She stated that General Motors has put a tremendous amount of money into this state in the past 100 years. She urged Councilmembers to "just say no" to the 425 Agreement with Meridian Township.

Steven T. Wiesner of Lanzo Construction Company said that his firm has been contracted to do the construction of the Northeast Interceptor. They are requesting that they be granted a waiver of City Ordinances, including the noise ordinance, to allow them to run a 24-hour jacking and boring operation. The nature of the equipment used in this process is such that it cannot be turned off. If the drills are turned off, sand and gravel get in them and can seize them up.

COUNCILMEMBER MEYER MOVED THAT A PUBLIC HEARING BE SET IN CONSIDERATION OF THE REQUEST BY LANZO CONSTRUCTION COMPANY FOR A WAIVER OF THE NOISE ORDINANCE. THE MOTION CAN BE FOUND WITH THE OTHER RESOLUTIONS NUMBERED AS RESOLUTION #286

COMMITTEE REPORTS

- d. General Motors Industrial Facilities Exemption Certificate Agreement

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

3. Letter from Eleanor K. Lowe, Secretary to the Lansing Planning Board requesting the Appointment of Two Ex-officio Members to the Planning Board for a Term to Expire June 30, 2000

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

4. Letters from the Mayor re:

- a. Amendment to Chapter 288, Section 288.07 to Provide for the Revision of the Necessary Qualifications for the Position of Fire Chief

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- b. Carry Forwards and Encumbrances FY Ended June 30, 1999 to FY 2000

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- c. Transfer of Funds: Personnel, Management Services, Public Service, Parks & Recreation

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- d. Administrative and Executive Transfers

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- e. Sole Source Purchase Orders from February 24, 1999 through April 26, 1999

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- f. Sole Source Purchase Orders May 1999

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE

There were no Committee Reports

CITY OFFICER & BOARD REPORTS

1. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

2. Letters from the City Attorney re:

- a. Fady, Inc. v City of Lansing

REFERRED TO THE COMMITTEE OF THE WHOLE

- b. Charmaine Collings v City of Lansing

REFERRED TO THE COMMITTEE OF THE WHOLE

- c. William A. Norris v City of Lansing

REFERRED TO THE COMMITTEE OF THE WHOLE

INTERNAL AUDITOR

- g. Public Improvement III: Jolly Rd Reconstruction from Pine Tree Rd. to Collins Rd

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- h. Public Improvement I: Curb & Gutter and Storm Sewer on Leewood Dr.

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- i. Boys and Girls Club Funding Reallocation

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- j. Public Improvement III: Miller Rd Reconstruction from Waverly Rd. to Pleasant Grove Rd.

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- k. Application for Industrial Facilities Exemption Certificate from Neogen Corporation

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- l. Lansing Fire Department Emergency Coordination Center Moving

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- m. Letter in support of a Special Land Use for Property Located at 3726 Delta River Dr. from Pastor Gary A. Bunge of St. Stephen Lutheran Church

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- n. Letter of Appreciation from Linda Williams of Neighborhood Watch 307 to the LPD

RECEIVED AND PLACED ON FILE

- o. Suspension item from Councilmember Meyer; a Resolution for Transfer of

Funds

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. Letter from the Ingham Intermediate School District submitting the 1999 Tax Rate Request and Summer Tax Levy Summary

REFERRED TO THE CITY ASSESSOR

2. Letter from the Ingham County Board of Commissioners submitting their Revised Ethics Policy and Code of Ethics

REFERRED TO THE MAYOR AND THE COMMITTEE OF THE WHOLE

3. Letter from Attorneys on behalf of Joanne Gram submitting a Notice of Claim

REFERRED TO THE COMMITTEE ON GENERAL SERVICES AND THE CITY ATTORNEY

4. Letter from Darryl Burgess of 1407 Prospect St. resolving not to speak to Councilmember Allen in public in the future

RECEIVED AND PLACED ON FILE

5. Notice from the State of Michigan Department of Environmental Quality of application for a Permit for Construction in the Floodplain of the Red Cedar River filed by Taylor's Remodeling of 3237 Section in Nashville for property located at 1021 Parkdale in Lansing

REFERRED TO THE DEPARTMENT OF PUBLIC SERVICES

6. Letter from the State of Michigan Department of Transportation submitting Contract #99-5214 for construction of the Bicycle Path along River Trail West from Elm St. to Moores Park

REFERRED TO THE DEPARTMENT OF PUBLIC SERVICES

7. Capital Area District Library Job Announcements

REFERRED TO CITY TV AND THE PERSONNEL DEPARTMENT

8. Letter from Neighborhood Watch Number 360 and 359 requesting the Installation of a Yield Sign at the corner of Village Dr. and McCourt Streets
By Councilmember Adado

To excuse Councilmember Allen from tonight's proceedings

Councilmember Beal said that all Councilmembers are cognizant that there are landlords who have rented to tenants that disrupt neighborhoods. However, there are due process issues that they have to be mindful of. Council can only advise people of the proper process for pursuing redress of their grievances. She spoke regarding a situation that she has observed on the east side, where the CSO Project is now under construction. There are 2 x 4's constructed around the trees, presumably to protect them from damage. These 2 x 4's appear to be top grade lumber. She does not see the logic of using top grade 2 x 4's to protect trees from damage. This is a contradiction. There must be cheaper, scrap lumber available to build the protective barriers with. She asked for an explanation of this situation by the Thursday 2:00 P.M. meeting of the Public Service Committee. She addressed the comments about moving the homeless shelter on Michigan Ave. She would personally like to see this

COMMUNICATIONS & PETITIONS

By Councilmember Leeman:

REFERRED TO THE MAYOR, THE TRAFFIC BOARD AND THE PUBLIC SAFETY COMMITTEE

9. Letter from Lanzo Construction Company of 28135 Groesbeck Hwy in Roseville, MI 48066 requesting that they be allowed to work extended hours on the construction of the Northeast Interceptor Project and requesting a waiver of the noise ordinance, if necessary

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

10. Letters from Mary Clark of 223 S. Eighth St. re:

requesting that property at 812 Prospect revert to a one unit residential home

REFERRED TO THE MAYOR, THE PLANNING BOARD AND THE COMMITTEE ON DEVELOPMENT AND PLANNING

requesting that the City acquire property located at 215 S. Eighth St.

REFERRED TO THE MAYOR, THE PLANNING BOARD AND THE COMMITTEE ON DEVELOPMENT AND PLANNING

11. Letter from the State of Michigan Department of Treasury certifying the State Education Tax Levy for the 1999 Tax Year

REFERRED TO THE CITY ATTORNEY

12. Letter from the Michigan Municipal League submitting Second Notice of Membership Fees due for the City of Lansing in the amount of \$19,031.00

REFERRED TO THE MAYOR

13. Letter from Christine Timmon of 335 E. St. Joseph St. regarding the Governors Club Project

RECEIVED AND PLACED ON FILE

14. Suspension item from Councilmember Leeman; a Letter from Capital City Sports Club requesting an Appropriation of Community Promotions Funds

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

MOTION OF EXCUSED ABSENCE

Carried Unanimously

COUNCILMEMBERS COMMENTS

shelter moved out to the Governor's Club Development, if the 425 Agreement goes through

Councilmember Meyer complimented the Board of Water & Light on the success of the Chili Cook Off held on the River Front. This event was very well attended and made a lot of money that will go for river cleanup.

Councilmember Bauer expressed condolence to the family of Adelle Parks who passed away recently. She lived in the City for many years. She reported meeting with representatives of General Motors last week with Councilmember Adado. They had an informal discussion that included very positive comments about the workforce in the City of Lansing. They could not say enough good things about our workforce.

JUNE 21, 1999

COUNCIL PROCEEDINGS

They also talked a lot about City of Lansing Personnel and how they seen nothing but professionalism from all City Departments. This reflects very well on the people who live and work in Lansing.

Councilmember Adado said that He was surprised to find out how many cities fight these General Motors projects. The Board of Water & Light is floating a bond proposal to help GM complete their project. They will compete against other utility companies to provide them with power. Regarding the 425 Agreement, there is a lot of talk about who will be paying for the infrastructure improvements. This Council is not going to vote emotionally on an issue. They will look at the facts, and if they have an opportunity to generate revenues that the City would not normally get, then they have to take that into consideration. There may be enough revenues generated that they could do things they would not otherwise be able to do, such as beautifying the Potter Park Zoo. He urged residents to let them look at the real proposal. They will do their homework, and find out how much it costs to build, repair and service the streets. If the City takes in \$5.00 more than it pays out, then we are ahead. If we take in less, then Council will not vote for it. This Council does a pretty good job of looking at numbers. They have to look at the facts and make a decision collaboratively.

Councilmember Murphy said that he was pleased with the provisions in the General Motors Agreement that give City of Lansing Residents priority in employment opportunities with them. Additionally, the agreement contained provisions for equal employment opportunities and for affirmative action. These are important items to our community, because we are a City with an affirmative action ordinance, and we believe in it. He said that we want to encourage GM workers to move to Lansing from Mr. Wiener announced that Tomorrow will be the dedication and ground breaking for the new Forest Road Bike Lane. This has been a long time coming. He thanked the State of Michigan for the grant funds, and the Neighborhood Association for all the hard work it took to bring this about. He announced in-line skating next Tuesday, June 29, 1999, from 6:00 to 8:00 P.M. at the Lett's Community Center. Skates and protective gear will be available for use. He announced a meeting next Tuesday, June 29, 1999 at 7:00 P.M. at the Thelma J. Osborn Community Center to discuss their design project. He informed Councilmember Leeman that the request for a barricade was made by the Spiral Bar, because of their big event. They thought it would be a courtesy to the neighborhood to keep their patrons out of the area. The North Side Police Precinct used Section 2.2 of the Traffic Code as authorization to put up the barricade. Maybe they should have put lights on it. A lot of people, including Tom Powers, President of the Neighborhood Association were grateful that the barricade was erected. He appreciates Ms. Miller's comments and ideas for providing notice to the residents. With regard to the 425 Agreement, a lot of focus has been put on the income tax provisions. The residents in that area will not receive City services such as Police and Fire and Emergency Medical Care. The street maintenance will be paid for by ACT 51 Funds. Most services, if not all services, provided to them will not be a financial burden on the City of Lansing. The main reason this is happening, is because the Township will lose their vote on what happens to their own property if it is annexed by East Lansing.

ADJOURNED 9:00 P.M.
MARILYN S. ADE, CITY CLERK

other areas of the State. He would like to see us increase the population of the City. He believes that Councilmembers should be commended for supporting this project. He expressed condolences to the Family of Pastor Columbus Clayton, who lost a Sister, and to the family of Lillian Harris, who lost Her Mother. He wished good luck to Larry Trice, Pastor of the Pentecostal Church, who has been ill and is being transported home from the hospital. He announced a press conference with the Fire Department on firework safety and the fireworks ordinance. This ordinance is not a perfect end all solution. However, it will address the front end to stop illegal fireworks being sold by retailers. Even some of Lansing's retailers support this ordinance. The LPD has a hot line for people to call to report illegal fireworks it is 483-6045. There will be a recording, but people should leave a message and they will respond. He confirmed the regularly scheduled meeting of the Public Safety Committee this Wednesday at 8:00 A.M., and announced a special meeting on June 24, 1999 at 6:30 P.M. at North School, where they will continue their discussions of traffic calming, specifically discussing Area 33.

Councilmember Leeman asked Mr. Wiener to get back to him with information about the process that was used to obtain the barricades that were used on Center Street, as well as information about the notification process that was used for residents. He was over there on Saturday and moved the barricade from the middle of the road, but someone put it back on Saturday night, and he had to move it again.

MAYOR'S EXECUTIVE ASSISTANT'S
RESPONSE TO COMMENTS



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF JUNE 28, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Murphy

ABSENT: Councilmember Meyer

The Invocation and Pledge of Allegiance were led by Councilmember Murphy

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of June 10, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Allen

To accept the following under suspension of the rules:

1. From Councilmember Allen; a Resolution re-setting a Public Hearing to Consider a Request from Bornor Construction Co. for a Waiver of the Noise Ordinance to allow them to complete reconstruction of the S. Grand Ramp (Previous scheduled public hearing was noticed for the N. Grand Ramp in error)

2. From Councilmember Allen; a letter from Mary Bliesner of 6936 S. Washington Ave. requesting a variance in sewer fees for lawn irrigation systems

3. From Councilmember Allen; a letter from Patrick Rose regarding excessive noise being generated by the Padnos Metal and Scrap Co.

4. From Councilmember Murphy; a request to add a Special Ceremony to the Agenda to allow for a Presentation by Fire Marshall, Steve Bolenbaugh.

5. From Councilmember Adado; a Resolution authorizing the Lansing Building Authority to enter into a contract with Ingham County for the Consolidated Court Mayor Hollister expressed special appreciation to Cheryl Risner of the LNC, saying that these teams do not just happen, they require leadership and action, Ms. Risner has done an excellent job of providing that kind of leadership and coordinating the human resources that go into this event.

2. Fire Marshall, Steve Bolenbaugh, along with Barry Gaukel gave a report on activities having to do with the fireworks ordinance in the past two weeks.

Mr. Gaukel explained that the licensing requirement does not take effect until the year 2000. Because of that, the City will see just as many vendors this year as they have seen in the past. He reported that they have visited 7 different vendors and issued tickets and confiscated thousands of pounds of illegal fire works, as well as a hand gun, since the Ordinance went into effect. Eleven arrests were made, most of them from outstanding warrants. Investigations are on-going. Next year all of these vendors will have to apply for a license. He urged all residents who have plans to set off legal fireworks to take safety precautions. Have a bucket of water nearby, stay away from flammable material and be sure your children are wearing flame retardant clothing.

Councilmember Allen thanked Misterns Bolenbaugh and Gaukel for their report.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

Facility

6. From Councilmember Bauer; a Resolution authorizing a Transfer of Funds for City Council Temporary Help

7. From Councilmember Beal; a Resolution Authorizing Grant Acceptance from the State of Michigan Family Independence Agency for Juvenile Accountability Incentive Block Grant Funds

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Councilmember Leeman announced that June 29, 1999, there will be a meeting at the Thelma Osteen Comfort Station, located at 313 Grand River Ave., featuring a design presentation regarding the fish ladder parking lot expansion. Also on the same date, from 7:00 P.M. to 9:00 P.M., will be a meeting at the Cristo Rey Community Room for an update on the Motor Wheel Plant facility and expansion.

Councilmember Allen urged everyone in the listening audience to attend the Lugnuts Game on the 4th of July. The game will culminate in a fireworks display that is wonderful and should not be missed.

Councilmember Murphy expressed condolences to the Family of Al George, a Neighborhood Activist on the west side, who passed away yesterday. Services will be held later this week and will be performed by Reverend Al Kamin of Grace Lutheran Church. People interested in attending the services may call Carol Wood at 482-0213.

➤ Special Ceremonies

1. Council President Benavides along with Mayor Hollister and David Wiener, introduced representatives of the Lansing Neighborhood Council and Team Captains from the 1999 Paint Blitz and presented them with Certificates of Appreciation in recognition of their efforts.

➤ Public Comment on Scheduled Public Hearings:

a. In consideration of a Waiver of the Noise Ordinance for Bornor Construction Company to Complete the Renovations to the N. Capital Ramp

There were no speakers for this Public Hearing (City Clerk Slade announced that this Hearing will be rescheduled to August 2, 1999, to provide the requisite 30 day notice to residents within 300' of the South Capital Ramp.)

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

b. In consideration of Z-05-99; 3940 N. Grand River Ave., Petition for Rezoning from "A" Residential to "J" Parking District filed by Rush Equipment Center to allow for Construction of a New Ground Pole for their Existing Business

Brent Titus of Rush Equipment Center explained that this property had three different zoning classifications. They want to display heavy signs, necessitating a rezoning. They have also filed a special land use petition in conjunction with this request. The intended use is consistent with neighboring uses and with the City's comprehensive plan for the area. He asked for a favorable consideration of the rezoning.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

c. In consideration of Z-06-99, Vacant Land in the 19000 Block of N. Larch St, Petition for Rezoning from "C" Residential to "F" Commercial District filed by William Jakovac to allow for Construction of a Building for Retail Sales of Auto Parts

There were no speakers for this Public Hearing

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

➤ Public Comment on Legislative Matters:

Gordon Small of 109 W Dwight St. stated his support for the traffic control order making the traffic diverter on Dwight St. a permanent order. This is part of the traffic calming measures for the Genesee Neighborhood area. The City's actions have given them their neighborhood back. He support the implementation of the traffic calming program city-wide.

Harry Andrews said that he lives next door to the Turner Dodge House. He helped NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby approves the following application for a City Permit for:

FIREWORKS DISPLAY PERMIT: Larry Holley for Lansing Lugnuts at Oldsmobile Park on the Fourth of July, 1999 at dusk

By Councilmember Allen

Carried Unanimously

**RESOLUTION #288
BY THE COMMITTEE OF
DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the Lansing City Council has previously established a Lansing Industrial Development District (IDD-2-99) on property located within the GM Main Plan site by adopting Resolution No. 225 on May 17, 1999; and

WHEREAS, the City received and filed from General Motors Corporation an Application for Exemption of New Personal Property pursuant to Public Act 328 of 1998, as amended, ("Public Act 328") for the IDD-2-99 area; and

Beginning at the Northeast corner of Block 179, of the Original Plat of the Town of Michigan, now City of Lansing, recorded in Liber 2 of Plats, Pages 36, 37 and 38, Ingham County Records, hereinafter referred to as the Original Plat of the City of Lansing, Ingham County, Michigan; thence along the West: right of way line of Walnut Street, as platted in said Original Plat SOO 012'42"E 761.11 feet to the Southeast corner of Block 186 of said Plat; thence along the North: right of way line of Olds Avenue N89 023'42"E 412.50 feet to the Southeast: corner of Block 187 of said Plat; thence along the West: right of way line of Townsend Street SOO 041'15"E 560.18 feet to the South: right of way line of Elm Street, said line also being the North: line of Block 2, Ann Barnes Addition to the City of Lansing, recorded in Liber 3 of Plats, Page 10, Ingham County Records; thence N89 052'46"E 87.78 feet to the Northeast: corner of said Block 2; thence SOO 041'20"E 41.25 feet along the East: line of said Block; thence continuing along the South: line of Elm Street N89 052'46"E 323.75 feet; thence along the West: bank of the Grand River the following three courses, S09 003'51"W 358.42 feet; thence S05 015'11"E 281.82 feet; thence S01 006'21"E 203.92 feet to the North: right of way line of the Grand Trunk Western Rail Road; thence along said right of way line S89 014'12"W 1039.08 feet; thence along the East: face of the East wall line of Building 52 and its Southerly projection NOO 023'46"W 236.54

circulate the petitions for the Dwight St. barricade. Traffic numbers have decreased greatly as a result of the closing of the Capitol and Dwight intersection. They are very appreciative of this project. The traffic decrease was almost 60%. The neighborhood is delighted.

Gordon Wilson of 2304 Midwood stated his support for the exemption of personal property taxes for General Motors. They have been good neighbors for many, many years. He called for a unanimous vote on this resolution tonight.

**LEGISLATIVE MATTERS
RESOLUTIONS**

**RESOLUTION #287
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the Clerk, has forwarded an application for a City Permit, which has been routinely processed without objection and is ready for final action by this Council;

WHEREAS, the City held a public hearing June 7, 1999 on the General Motors Corporation Application for Exemption of New Personal Property for the IDD-2-99 area, at which, and with advanced written notice, the assessor and any and all representatives of the affected taxing units were afforded an opportunity to appear and be heard on the application and exemption request; and

WHEREAS, the City is an eligible distressed community under Public Act 328 by containing NEZ classifications under the Neighborhood Enterprise Zone Act of 1992, and as acknowledged in the State Tax Commission bulletin on Exemption of New Personal Property to Assessing Officers, dated May 10, 1999; and

WHEREAS, the IDD-2-99 area is an eligible district under Public Act 328 for the reasons: 1) it is an Industrial Development District, as defined in 1974 PA 198, as amended, and 2) it is within the jurisdiction of the City of Lansing and, therefore, within an eligible distressed community; and

WHEREAS, General Motors Corporation meets the requirements of an eligible business under Public Act 328 by being primarily engaged in manufacturing;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby approves the application of General Motors Corporation for the Exemption of New Personal Property pursuant to Public Act 328 of 1998, as amended, for the eligible district IDD-2-99 area, legally described as:

feet; thence along the North: face of the North wall line of Building 52 S89 035'10"W 308.43 feet; thence along the East: face of the East wall line of Building 56 NOO 032'37"W 173.99 feet; thence along the North: face of the North wall line of Building 56 S89 031'08"W 247.87 feet; thence along the East: face of the East: wall line of Building 34 and its North: right projection NOO 032'22"W 576.59 feet to the Easterly projection of the South: line of Block 192 of said Original Plat of the City of Lansing; thence along said South: line and the South: line of Block 193 and its West: right projection S89 037'25"W 647.26 feet to the Southerly projection of the East: line of Blocks 1 and 2 of Morrison's Subdivision, recorded in Liber 35 of Plats, Page 582, Ingham County Records; thence along said East: line NOO 031'23"W 808.50 feet to the Northeast: corner of Block 2 of Morrison's Subdivision; thence along the North: line of said Block 2 being the South: right of way line of Williams Street and the South: right of way line of Williams Street as platted in Assessor's Plat No. 3 of the City of Lansing, recorded in Liber 10 of Plats, Page 11, Ingham County Records; S89 008'40"W 699.10 feet; thence NOO 025'33"W 412.50 feet: to the South: right of way line of Main Street as platted in said Assessor's Plat No. 3; thence along said South: right of way line and the South: right of way line of Main Street as platted in said Morrison's Subdivision N89 008'40"E 765.60 feet to the Northwest: corner of Block 182 of said Original Plat of

the City of Lansing; thence continuing along the South right of way line of Main Street N89°37'25"E 1389.09 feet to the point of beginning, containing 3,596,509 square feet of land, more or less, being 82.5645 acres, more or less;

BE IT FURTHER RESOLVED that the personal property exemption under Public Act 328 shall be for the period of fourteen (14) years, effective December 31, 1999 and ending December 31, 2013.

BE IT FINALLY RESOLVED that the City Clerk shall cause the Application for Exemption of New Personal Property to be completed and shall cause the completed application and a copy of this Resolution to be filed with the State Tax Commission.

By Councilmember Adado

Carried Unanimously

**RESOLUTION #289
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the Transportation Division received a request from Planning Board to investigate the impact of closing the intersections of Capitol Avenue & North Street and Dwight Street and North Street. The Planning Board made this request to reduce the amount of non-residential traffic through the neighborhood bounded by North Street on the south, Turner Street on the east, CSX railroad on the north, and Capitol Avenue on the west;

WHEREAS, the request was referred to the Traffic Board;

WHEREAS, the Transportation & Parking Office staff conducted a before study of the traffic conditions in this area during 1994 and 1995;

WHEREAS, the Planning Board held a public hearing on the closure of the intersections of Capitol Avenue & North Street and Dwight Street & North Street at

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order Numbers 99-009 through 99-011 thereby authorizing the Transportation Engineer to remove stop signs on: Capitol Avenue at the intersection of Dwight Street, Capitol Avenue at the intersection of North Street, and Dwight Street at the intersection of North Street;

BE IT FURTHER RESOLVED that Traffic Control Order Numbers 99-009 through 99-011 shall become effective when signed by the Transportation Engineer and filed with the City Clerk;

BE IT FINALLY RESOLVED that the Lansing City Council approves the construction of the permanent traffic diverter at the intersection of Capitol Avenue and Dwight Street.

By Councilmember Murphy

Carried Unanimously

**RESOLUTION #290
BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
PUBLIC IMPROVEMENT - III**

WHEREAS, pursuant to the Public Improvement I adopted by this council, the Director of Public Service has completed the plans and specifications and furnished the following information:

PROJECT TITLE:

Miller Road Reconstruction P.S. #74087 Miller Road from Waverly Road to Pleasant Grove Road

which the majority of residents spoke in support of the closures;

WHEREAS, the Planning Board recommended closing the intersections during their April 1998 meeting;

WHEREAS, the Transportation & Parking Office staff was instructed to erect a temporary traffic diverter in May of 1998, subsequently closing the intersections of Capitol Avenue & North Street and Dwight Street & North Street;

WHEREAS, the Transportation & Parking Office staff erected a temporary traffic diverter at the intersection of Capitol Avenue and Dwight Street, in September of 1998;

WHEREAS, the transportation & Parking Office staff conducted an after study of the traffic conditions in this area in November and December of 1998;

WHEREAS, based upon the results of the study, the Traffic Board concurs with the recommendation of the Transportation & Parking Office to make the temporary traffic diverter permanent at the intersection of Capitol Avenue and Dwight Street because of the diverter's effectiveness at reducing cut through traffic and the strong public support for the closure;

WHEREAS, the Transportation & Parking Office has included the cost for design and construction of the diverter at the intersection of Capitol Avenue and Dwight Street in their Capitol Improvement Project Budget for FY2000;

WHEREAS, the Lansing City Council has adopted the FY2000 budget which includes funding for the proposed construction;

WHEREAS, the approved minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

**PROPERTY BENEFITED
CURE AND GUTTER:**

All lands fronting on the both side of Miller Road from Waverly Road to Pleasant Grove Road excepting all public streets and alleys and other land deemed not benefited.

STORM SEWER:

All lands fronting on both sides of Miller Road from Waverly Road to Pleasant Grove Road excepting all public streets and alleys and other lands deemed not benefited.

SANITARY SEWER:

All lands fronting on both sides of Miller Road from Waverly Road to Coach Light Commons Road excepting all public streets and alleys and other lands deemed not benefited.

ENGINEER'S ESTIMATE, COST OF IMPROVEMENTS:

ASSESSMENT ROLL NO. 360	CITY AND FEDERAL CONTRIBUTION	ASSESSABLE TO PROPERTY OWNERS
CURB AND GUTTER	\$5,865.00	\$75,265.20
STORM SEWER	\$7,983.23	\$193,888.96
SANITARY SEWER	\$20,700.00	\$65,550.00
OTHER COSTS	\$699,173.29	\$
TOTAL COSTS	\$733,721.52	\$334,704.12

TOTAL PROJECT COST \$ 1,068,425.94

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council will hold a public hearing on Monday, July 19, 1999, at 7:00 PM, in the Council Chambers, to review, prior to confirmation, said assessment roll; and

BE IT FURTHER RESOLVED that the City Clerk and the Public Service Director are hereby requested to give due notice of this public hearing as provided by Chapter 1020, Section 1026.06(c)(1), of the Code of Ordinances by publishing a notice of a public hearing in a daily newspaper of the City, not more than twenty days and not less than ten days before such public hearing. Said notice shall include the time and place of BE IT FINALLY RESOLVED, that pursuant to the requirement of 1962 PA 162, as amended, MCL 211.741, et seq; MSA 53534(1), et seq., appearance and protest at the hearing in the special assessment proceedings is required in order to appeal the amount of the special assessment to the State Tax Tribunal. An owner or party in interest, or his or her agent may appear in person at the hearing to protest the special assessment, or shall be permitted to file his or her appearance or protest by letter and his or her personal appearance shall not be required.

I hereby certify that funds are available for the City of Lansing's share of said project in accounts as follows:

SOURCES OF FUNDING IMPROVEMENTS:

		Account Number
City Share of C&G	\$5,865.00	20245360197410050002
City Share of Storm Sewers	\$7,98323	20245360497310100000
City Share of Sanitary Sewers	\$20,700.00	59093361097300020100
City Share of Other Cost	\$60,743.59	20245360197410050002
S.T.D. Share of Costs	\$638,430.00	Federal Share
Assessment Roll # 350	\$334,704.12	40493360197410012003
TOTAL	\$1,068,425.94	

Charles S. Remenar,
Deputy City Controller

By Councilmember Deal

To place an affirmative roll on the resolution

By Councilmember Adame

To correct the resolution by changing the instances of "Jolly Rd." to MILLER RD.

Carried Unanimously

COUNCILMEMBER DEAL'S MAIN MOTION FOR AFFIRMATIVE ROLL WAS ADOPTED BY THE FOLLOWING VOTE:

BE IT FURTHER RESOLVED that the City Clerk and the Public Service Director are hereby requested to give due notice of this public hearing as provided by Chapter 1020, Section 1026.06(c)(1), of the Code of Ordinances by publishing a notice of a public hearing in a daily newspaper of the City, not more than twenty days and not less than ten days before such public hearing. Said notice shall include the time and place of the hearing, a description of the section or area of the City determined by Council to be within the assessment district as contained in the special assessment roll, where the special assessment roll is on file and may be examined; that any person aggrieved by the assessments as contained in the special assessment roll, or the necessity of the improvement, may file a written objection thereto which must be delivered to the City

the hearing, a description of the section or area of the City determined by Council to be within the assessment district as contained in the special assessment roll; where the special assessment roll is on file and may be examined; that any person aggrieved by the assessments as contained in the special assessment roll, or the necessity of the improvement, may file a written objection thereto which must be delivered to the City Clerk prior to the close of the hearing, or the person may appear and protest the same at the public hearing in person or by his or her representative; that the appearance and protest or written protest in the manner described is required if the person desires to appeal the amount of the assessment to the Michigan Tax Tribunal; and that any appeal to the Michigan Tax Tribunal must be taken within thirty days of the confirmation of the special assessment roll, provided a protest was timely made.

Carried Unanimously

**RESOLUTION #291
BY THE COMMITTEE ON PUBLIC SERVICE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
PUBLIC IMPROVEMENT II**

WHEREAS, pursuant to the Public Improvement II adopted by this council on March 8, 1999, the City Assessor has completed the assessment roll for curb and gutter, and furnished the following information:

PROJECT TITLE:

Jolly Road Reconstruction P.S. #78025-Pinetree Road to Collins Road

PROPERTY BENEFITIED**CURB AND GUTTER:**

All lands fronting on the north side of Jolly Road from 240 feet west of Oakbrook Drive to Collins Road, excepting all public streets and alleys and other lands deemed not benefited.

STORM SEWER

All lands fronting on the north side of Jolly Road from 240 feet west of Oakbrook Drive to Collins Road excepting all public streets and alleys and other lands deemed not benefited.

ENGINEER'S ESTIMATE COST OF IMPROVEMENTS

ASSESSMENT ROLL #347	CITY & FEDERAL CONTRIBUTION	ASSESSABLE TO PROPERTY OWNER
CURB AND GUTTER	\$24,610.08	\$12,978.91
STORM SEWER	\$26,278.56	\$13,456.28
OTHER COSTS	\$342,276.46	000
TOTAL COSTS	\$393,165.10	\$26,435.19

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council will hold a public hearing on Monday, July 19, 1999, at 7:00 PM, in the Council Chambers, to review, prior to confirmation, said assessment roll; and

Clerk prior to the close of the hearing, or the person may appear and protest the same at the public hearing in person or by his or her representative; that the appearance and protest or written protest in the manner described is required if the person desires to appeal the amount of the assessment to the Michigan Tax Tribunal; and that any appeal to the Michigan Tax Tribunal must be taken within thirty days of the confirmation of the special assessment roll, provided a protest was timely made.

BE IT FINALLY RESOLVED, that pursuant to the requirement of 1962 PA 162, as amended, MCL 211.741, et seq; MSA 53534(1), et seq., appearance and protest at the hearing in the special assessment proceedings is required in order to appeal the amount

of the special assessment to the State Tax Tribunal. An owner or party in interest, or his or her agent may appear in person at the hearing to protest the special assessment, or shall be permitted to file his or her appearance or protest by letter and his or her personal appearance shall not be required.

I hereby certify that funds are available for the City of Lansing's share of said project in accounts as follows:

		Account Number
City Share of C&G	\$14,046.72	202453601974100050002
City Share of Storm Sewer	\$14,999.04	202453601974100050002
City Share of Other Cost	\$56,420.13	202453601974100050002
S.T.P. Share of Costs	\$281,264.08	Federal Share
Assessment Roll # 347	\$26,435.13	404933601974100020000

Charles S. Remenar,
Deputy City Controller

By Councilmember Beal

Carried Unanimously

RESOLUTION #292
BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
PUBLIC IMPROVEMENT I

WHEREAS, the Public Service Department has established the need for construction of curb and gutter and the necessary storm drainage facilities for Leawood Drive from 130 feet north of Fireside Drive to the Wabash Road according to the valid petition (on file in the City Clerk's office) signed by 53% of the benefitted owners and 44% of the benefitted lineal foot frontage; and

(Personnel rules being revised and not yet complete.)

PARKS & RECREATION-P.O. #64707 Smithsonian Institution
101-783836-741000-0 \$1,482.90
(Black history exhibition, awaiting final billing.)

PUBLIC SERVICE

Act 51 (M)-P.O. #65756 Snell Environmental
202453601974100050002 \$6,460.26
(Design and construction of Martin Luther King, Jr. Bridge. Project is in the final design stage with construction to start this winter.)

Act 51 (M)-P.O. #66033 Snell Environmental
202453601974100050002 \$75,886.88
(Design and Construction engineering of Martin Luther King, Jr. Blvd. Bridge from N. Grand River to Sheridan. Project has been delayed in coordination with the railroad crossing, but is scheduled to be in the August MDOT bid letting.)

Act 51 (M)-P.O. #58870 MDOT
202-933601-974100-012001 \$2,697.50
(City share of construction on M-43 EB MDOT audit has not been completed and no final payment has been made.)

Act 51 (M)-P.O. #60138 MDOT
202-453631-974100-050001 \$2,808.69
(City share of construction for the Shiawassee bridge. MDOT audit has not been completed and no final payment has been made.)

Act 51 (M)-P.O. #61041 MDOT
202453601-974100-050003 \$17,501.33

WHEREAS, the City Council has determined that this proposed public improvement will benefit especially properties in the vicinity of the work to be done and that a benefit district pursuant to Chapter 1026 of the Lansing Code of Ordinances should be established to be specially assessed for the public improvement;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby determines it to be of a public necessity to construct the following public improvements: curb and gutter and the necessary storm drainage facilities in Leawood Drive from 130 feet north of Fireside to Wabash Road.

BE IT FURTHER RESOLVED that the cost of these improvements is to be financed by special assessments to the benefitted property owners, and that the City's public share of the project shall be paid from FY2000 Street Improvement Fund.

BE IT FINALLY RESOLVED that the Department of Public Service is hereby authorized to prepare necessary plans and specifications for these improvements, obtain the necessary easements for construction, and to determine the cost of said project in sufficient detail to establish the special assessment district and the applicable assessment to the properties in the district, and to furnish said information to the Mayor and City Council.

By Councilmember Beal

Carried Unanimously

RESOLUTION #293
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

That encumbered amounts as of June 30, 1999 be carried forward and the following purchase orders be re-encumbered in FY2000.

Encumbered as of 6/11/99

PERSONNEL

General Fund-P.O. #68417 Charles Blockett and Assoc.
101-172800-743000-0 \$4,000

(City share of construction of Clipper Street MDOT audit has not been complete and final payment has not been made.)

Act 51 (M)-P.O. #61067 MDOT
202-933601-974100-012001 \$4,211.96
(City share for landscaping construction on M-99 MDOT audit is not complete and final payment has not been made.)

P.O. #63633 MDOT \$3,888.64
(City share of construction for 1496 ramps. MDOT audit is not complete and final payment has not been made.)

P.O. #63959 MDOT \$6,037.32
(City share of 1-96 construction. MDOT audit is not complete and final payment has not yet been made.)

Act 51 (M)-P.O. #65008 MDOT
202-453601-974100-050002 \$35,167.39
(City share of Cavanaugh Rd-Aurelius to Pennsylvania MDOT audit is not yet complete and final payment has not yet been made.)

State and Federal Programs-P.O. #51780 MDOT
273-933601-974101-018805 \$103.30
(City share of construction of E. Michigan Ave resurfacing MDOT audit is incomplete and no final payment has been made.)

State & Federal Programs P.O. #52732 MDOT
273-933601-974101-018809 \$50,500.00
(City share for construction of the Capital Loop. MDOT audit is not complete and no final payment has been made.)

P. #5437 MDOT \$2,500.00
(City share of construction for the Capital Loop. MDOT audit is not complete and no final payment has been made.)

State and Federal Programs P. #56140 MDOT
273-933601-974101-018814 \$8,465.10
(City share of construction of Saginaw (M43WB) MDOT audit is not complete and no final payment has been made.)

State and Federal Programs P. #58727 MDOT
273-933601-974101-018819 \$23,758.80
(City share of construction-South Washington (Miller to Jolly) MDOT audit is not yet complete and no final payment has been made.)

STORMWATER FUND P. #65384 McNamee, Porter & Seeley
230-453684-973000-0 \$21,069.30
(Phase II, Seg. I Infiltration & Inflow in Old Town. Study to be concurrent with CSO construction on NE Interceptor. Item is considered a multiyear project and has not been delayed.)

SEWAGE FUND P. #62582 Capital Consultants
590-453670-946100-0 \$29,993.35
(Design and Construction Engineering for roof replacements.)

SEWAGE FUND P. #65606 DLZ Laboratories
590-453679-741000-0 \$605.00
(Analysis of volatile organic compounds on an as needed basis)

SEWAGE FUND
P. #63909 McNamee Porter & Seeley \$1,335.79
P. #65260 McNamee Porter & Seeley \$204,614.67
590-933610-975000-020132
(Design engineering and construction engineering for SCAADA project.)

COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
P. #400308 Curtis J. Johnson
252-932660-971002-033730 \$2,226
P. #400330 Watts Garrick
252-932660-971002-033730 \$5,453.40
(Relocation expenses. To be completed by Fall, 1999.)

INFRASTRUCTURE FUND
P. #51330 SCT Government Systems
410-174190-970000-43001 \$17,045.87
(Completion of fixes for Income Tax software problems.)

PLANNING & NEIGHBORHOOD DEVELOPMENT
Act 51 Major Streets
P. #21951 Board of Water and Light
202-453633-746703-0 \$6,600
P. #54120 Board of Water and Light
Repair & Maintenance Unenc. Balance
(Lighting replacement)
Mayor
\$8,750 101-172300-741874-0
Kellogg Healthcare Grant Unenc. Balance
Finance: Assessor's Office
\$59,353.20 From: 101-172720-743000-0
Temporary Help \$29,353.20
To: 101-172720-707000-0
(Additional temporary help needed to complete data entry on residential parcels in time for calculation of FY 2000 assessments. Need to also check data entry for accuracy and make corrections.)

202-453633-0746703-0 \$8,867
P. #61998
202-453633-746703-0 \$14,648
P. #62369 Board of Water and Light
202-453636-741000-0 \$13,350.23
P. #63309
202-453633-746703-0 \$33,600
P. #63990 Board of Water and Light
202-453633-746703-0 \$2,132.49
P. #65580 Board of Water and Light
202-453633-746703-0 \$22,712
P. #64628 MDOT
202-453636-741000-0 \$9,468
(Above for various signal modernizations)

P. #64792 Carrier and Gable
202-453636-742500-0 \$3,400
(Video detection project)

PLANNING AND NEIGHBORHOOD DEVELOPMENT

Act 51 Local Streets
P. #21951
203-453636-741000-0 \$3,300
(Signal modernization.)

PLANNING AND NEIGHBORHOOD DEVELOPMENT

Parking System P. #65063
585-453645-746101-0 \$115.87
(S. Capitol facia project)
P. #64687 Duncan Industries
585-453643-741000-0 \$1,300
(Meter inventory software.)

By Council member Beal

Carried Unanimously

RESOLUTION #294

BY THE COMMITTEE ON WAYS AND MEANS RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

That the following accounts be re-appropriated in FY 2000 in the lesser of the amount shown or the remaining unencumbered balance:

Balance as of 6/16/99	Department Account	Amount to be Reappropriated
\$6,230.90	City Council 01-112101-746000-0	
\$5,784.65	101-172720-707000-0	
	Wages - Temp. Help	Unenc. Balance
	(As above - data entry)	
\$9,527.94	101-172720-706000-0	
	Overtime	Unenc. Balance
	(As above - staff oversight and correction of data entry)	
	General Administration	
\$15,247.92	101-173901-701666-0	\$10,000
	Residency Incentive Program	
	(Two pending cash advances which are not expected to be completed prior to the end of the fiscal year.)	
\$43,382.29	101-173901-747000-0	
	Education & Training	Unenc. Balance
	(Police diversity training rebid for next year.)	

JUNE 28, 1999

COUNCIL PROCEEDINGS

\$8,976.17 Management Services:
 Central Garage
 101-173150-978000-0
 Vehicles \$19,422
 (Proceeds from sale of vehicle to Dewitt Township to replace car lost in MSU riot in March, appropriated at end of fiscal 1999.)

Police
 \$41,086.70 101-343201743000-0 \$12750
 Contractual Services
 (Funds for alternatives to incarceration for high risk individuals. Funds for Community Mental Health consulting services. Department is in negotiations with CMHI)

Police
 \$59756 101-343201741879-0
 Donations D.A.R.E. Unenc. Balance

\$1880.66 101-343201741880-0
 Donations-Contributions
 Unenc. Balance

\$267.04 101-343201741892-0
 Donations Gun Buy Back
 Unenc. Balance

\$82.82 101-343201741893-0
 Donations Gun Buy Back Misc
 Unenc. Balance

\$74.29 101-343201741894-0
 Donations Prints for Life
 Unenc. Balance

\$3,461.47 101-343201741895-0
 Donations CUTT
 (Donations for various purposes within IPD.)
 202-453633746701-0
 Trunkline Maintenance - Odd
 Unenc. Balance
 (Trunkline contract is budgeted on the State fiscal year. Carry forward represents funds available for July-Sept)

\$482,348.63 202-933601974100-12001
 Trunkline Improvements
 Unenc. Balance
 (Funds need to provide match for ongoing trunkline projects.)

\$63,688.95 202-453601974100-050002
 Major Maint.-Major Streets
 Unenc. Balance
 (Part of multiple year road funding to be expended in construction season.)

\$54,257.51 202-453601974100-050004
 M.L. King, Jr. Bridge
 Unenc. Balance
 (Funds for design and construction engineering)

Act 51 Local Streets
 \$513,929.41 203-453601974100-050004
 Major Maint.-Local Streets
 Unenc. Balance
 (Part of multi-year road funding to be used in construction season.)

Potter Park Zoo
 \$57,659.94 509-783835-970000-0
 Capital Improvements

Fire
 \$3,968.50 101-343501741880-0
 Donations-Contributions
 Unenc. Balance
 (Donations to the Fire Department)

Parks and Recreation
 \$82.10 101-783810741880-0
 Donations/Contributions
 Unenc. Balance
 (Funds for Park map reprinting may not be encumbered by year end requiring carry forward)

\$1,223.00 101-783860707000-0
 Hourly Wages-Temp
 Unenc. Balance
 (Donation for Cooley Gardens intern.)

\$30,219.20 101-783825743000-0
 Contractual Services
 Unenc. Balance
 (Final assessment of amounts required to be ground by vendor will not be known in this FY.)

Human Relations and Community Services
 \$5,000.00 101-672500743000-0
 Contractual Services
 Unenc. Balance
 (Human Services needs assessment.)

Public Service
 Act 51 Major Streets
 \$25,000 202-453631-974401-0
 Pedestrian Skywalk Repairs
 Unenc. Balance
 (Funds needed for repair work required on Kalamazoo Street at Holmes Street skywalk)

Public Service
 Act 51-Major Streets (continued)
 \$200,258.02
 Unenc. Balance
 (Policy funding for zoo improvements from parking fees.)

Sewage Fund
 \$233,610 From: 590-453671-977008-000000 \$221,500
 Equip. Repl.
 \$208,834.10 To: 590-933610-975000-020132
 SCAADA Project
 (Variable frequency drives in Scott Park Pump Station will need to "communicate" with SCAADA system and are being incorporated in this project.)

\$53,038.39 590-453670977000-0
 Equipment \$20,000
 (Purchase of utility cars. Purchase expected in early August.)

\$577,064.75 From: 590-453670977008-0
 Replacement Equipment \$20,000
 \$0.00 To: 590-453670746104-0
 Capital Maintenance
 (Replacement of N. Plant return pump. Expected to be bid this summer. Controller has indicated that this item is not subject to capitalization and should be moved to the above account.)

Sewage Fund (continued):
 \$98,410.84 From: 590-453670746100-0
 Building Maintenance \$75,000
 (\$11,500.00) To: 590-933610-975000-020139
 (Funding originally for tertiary building repairs/design being moved to Capital Improvements account. Project expected to go forward by late summer.)

Service Garage Fund

\$1,318,717.73

640-453624978000-0 Vehicles

\$95,000

(Deferred purchase of dual truck as second truck is budgeted for FY 2000 as it is felt better prices will result from purchasing two at once.)

Workers Compensation

\$4,400

765-174170-741700-0

\$35,000

Workers Compensation-Claims

(City lost a Workers Compensation appeal and is obligated to pay a former Police Officer \$135,000. Amount is needed to supplement FY 2000 Budget. Availability is dependent upon current year transfer.)

BE IT FURTHER RESOLVED THAT remaining balances, representing Human Services 1% funding within account cos: centers 833715, 833720, and 833730, and the remaining balance in Discretionary, be reappropriated into account 101-933710-960120-0, Human Services Discretionary, and the following accounts be reappropriated:

\$8,489.00 101-833710-960094-0

Rent Deposit Program

(Re-appropriation of proceeds of sale of police cruiser to Dewitt Township to replace unit destroyed in the March MSU riot. Funds included for carry forward. Revenue detail account 101-06733000-0.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$3,375	Estimated Revenue-Recycling 597-0-170001-0	Donations 597-453688-741873-0

Donations for "Earth Day" from the City of East Lansing, MSU Credit Union, Granger Companies, Allied Disposal, Glass Recyclers, Clean Tech, Manistiqui Papers, Spartan Stores, Eaton County Resource Recovery, Consumers Energy, and Waste Management. Revenue detail account 597-06800000-0.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$1,796.86	Estimated Revenue-General Fund 101-0-170001-0	Operating Transfer-Infrastucture 101-966000-991410-0
\$1,796.86	Estimated Revenue-Infrastucture 410-0-170001-0	Improvements-Red Cedar Bike Link 410-933890-974000-43801

Appropriation of proceeds from lease of land to Outdoor Systems for a billboard. Appropriation per Resolution #108 of 3/2/87. Revenue detail accounts 101-0667000-0, 410-0-696101-0.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$1,800	Estimated Revenue-OF 410-0-170001-0	Park Acq & Development 410-933890-970000-13021

(Proceeds of rental of Marshall Park to CSO contractor from June to November 1999. Revenue detail account 410-0667000-0.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$2,800	Estimated Revenue-General Fund 101-0-170001-0	Parks and Recreation-Special Projects 101-783833-741850-0

Unenc. Balance

\$2,500.00 101-833710-741299-0

Human Services Fair

Unenc. Balance

By Councilmember Beal

Carried Unanimously

RESOLUTION #295

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

That the following transfers be approved;

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$19,421.42	Estimated Revenue-General Fund 101-0-170001-0	General Garage Vehicles 101-173150-978000-0

(Donation from Granger Foundation for 4th of July banners. Revenue detail account 101-06750030-0.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$1,998	Estimated Revenue-General Fund 101-0-170001-0	Parks & Recreation-Wages Temporary Help 101-783860-707000-0

(Donation from the Friends of Cooley Gardens for temporary assistance during the Spring of 1999 through June 30. Revenue detail account 101-06750030-0.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$9,000	Estimated Revenue-General Fund 101-0-170001-0	Parks & Recy. Donations and Grants 101-783810-741880-0

Donations from Stockwell Real Estate Group, First of America Title Insurance, Granger Land Development, and Granger Container Service for reprinting of park map. Also donations from Jackson National Life for Riverwalk. Revenue detail account 101-06750030-0.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$26,598.88	Estimated Revenue-State & Federal Programs 273-0-170001-0	Training P.A. 302-60% 273-343212-747000-14310

(Training funds for Police Officer training from State of Michigan. Revenue detail account 273-0-573010-14310.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$5,437.34	Estimated Revenue-General Fund 101-0-170001-0	Personnel Contractual Services 101-172800-743000-0

(Rebond of testing monies paid to Michigan Municipal League Testing Consortium resulting from change in vendors. Funds needed to pay for higher costs of new testing vendor for the Firefighter exam, and temporary agreement with bargaining unit regarding reclassification reviews be handled by vendor rather than Job Content

JUNE 28, 1999

COUNCIL PROCEEDINGS

Committee. Revenue detail account 101-0680000-0.)

(Adverse arbitration on police workers compensation appeal in FY 99. Funds to be carried forward to provide sufficient funding for \$135,000 claim. Revenue detail account 765-0-5200000.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$4,000	Parks & Rec. Community Center Salaries 101-783831-702000-0	Operating Transfer-P&R 101-966000-991298-0
\$4,000	Estimated Revenue Principal Shopping District 298-0-170001-0	Misc & Oper. Expenses 298-179004-741000-0

(Repair of benches on the Washington Mall. Revenue detail account 298-0-966298-0.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$146,949	Infrastructure Fund Ex Hall Bldg Maint 410-933690-746000-43845	Operating Transfer-LEPFA 410-966000-991570-0

(Provide for use of funds through LEPPA rather than as a direct City expenditure. Provide for air conditioning repairs.)

By Councilmember Beal

Carried Unanimously

RESOLUTION #296
BY COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

NOW THEREFORE BE IT RESOLVED that the Lansing City Council will meet on the following dates for the last six months of 1999 unless otherwise notified;

Tuesday July 6, 1999 (due to 4th of July)
Monday July 12, 1999
Monday July 19, 1999
Monday July 26, 1999
Monday August 2, 1999
Monday August 9, 1999
Monday August 16, 1999
Monday August 23, 1999
Monday August 30, 1999
Tuesday September 7, 1999 (due to Labor Day)
Monday September 13, 1999
Monday September 20, 1999
Monday September 27, 1999

Ferris Park Basketball Court

10,000
\$600,000

By Councilmember Bauer

ADOPTED BY THE FOLLOWING VOTE:

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$35,000	Estimated Revenue Workers Compensation 765-0-170001-0	Class 765-174170-741700-0

Monday October 4, 1999
Monday October 11, 1999
Monday October 18, 1999
Monday October 25, 1999
Monday November 1, 1999
Monday November 8, 1999
Monday November 15, 1999
Monday November 22, 1999
Monday November 29, 1999
Monday December 6, 1999
Monday December 13, 1999

By Councilmember Bauer

Carried Unanimously

RESOLUTION #297
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Park Board, at their regular monthly meeting of June 16, reviewed the City Council Resolution 223 that deals with adopting the City Budget and states under NON-GENERAL FUND EXPENDITURES, Section G, regarding distribution of reallocated funds from Boys and Girls club project; and

WHEREAS, the Parks and Recreation Director was requested to make recommendations for use of these funds in accordance with the Department's and Parks Board's priorities, allocating funds among the four wards in an equal manner as is possible; and

WHEREAS, the Park Board has approved a list of projects, as follows, for a total of \$600,000, plus the initial approval of \$50,000 for the Skateboard/BMO park as adopted with the Budget;

NOW, THEREFORE BE IT RESOLVED that the following projects are approved:

Potter Park Zoo Entry Complex Contingency	\$125,000
Foster Capital Area District Library Renovations	100,000
Washington Ice Screw Compressor	124,000
River Trail East (design/construction inspection)	45,000
Gier Air Conditioning Unit Replacement	46,000
Playground Equipment:	
Seventh	30,000
Kaynorth	30,000
Waldo	10,000
Hillborn	20,000
Risdale	30,000
Tecumseh	30,000

YEAS: 5

NAYS: 2, Councilmembers Adado and Allen dissenting

ABSENT: 1

RESOLUTION #298

BY COUNCIL MEMBER SANDY ALLEN
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, BORNOR CONSTRUCTION HAS REQUESTED A WAIVER OF THE NOISE ORDINANCE IN ORDER TO WORK ON THE SOUTH CAPITOL PARKING RAMP;

NOW, THEREFORE, BE IT RESOLVED THAT A PUBLIC HEARING BE HELD ON AUGUST 2, 1999 IN CONSIDERATION OF THE ISSUANCE OF A WAIVER OF THE NOISE ORDINANCE FOR BORNOR CONSTRUCTION.

By Councilmember Allen

Carried Unanimously

RESOLUTION #299
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

That the following FY2000 transfer be approved;

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$1,060	City Council C.A.T. Misc. & Oper 101-112110-741000-0	City Council-Wages Temporary 101- 112110-707000-0

(Temporary help, from July 1 to Aug. 31)

By Councilmember Bauer

Carried Unanimously

ORDINANCES FOR INTRODUCTION

There were no Ordinances for Introduction

ORDINANCES FOR PASSAGE

Ed Simmer of 2609 Dier stated his opposition to the 425 Act Agreement with Meridian Township. This is all because of the Governor's Club Development. This is an example of the will of the people being disregarded. People of the City of Lansing were not asked their opinion on this issue, and they are the ones that will have to pay for the construction of the infrastructure for this development. There has been no environmental impact assessment, and we know that there is a wetland issue involved. Additionally, the Public Relations Firm Kolt & Serkalian, represents the Governor's Club, and also has close ties to Mayor Hollister. He called this deal "just more snake oil." He does not understand what the rush is. Why are they rushing this project through without the input from the public. Council should have asked for an environmental impact statement from Mr. Lindemann. He reminded Councilmembers of the death of his wife on March 31, 1999, caused by a woman who ran a blinking red light at a left turn lane. He wants these lights replaced with green arrows.

William Hubbell of 3916 Wedgewood said that the Homeless Shelter on Michigan Ave. is not City property. It is not even called a homeless shelter, it is the City Rescue Mission. They are involved in doing a lot more than just providing shelter to homeless people. The City needs the services that they provide.

Frank Curis "X," no address given, said that he signed the other public comment sheet on action items, and he was not called up to speak. President Benavides told him that it was because the topic he listed was not an Action Item. Mr. Curis said that he will not be put down. He should have been called anyway. He has the right to address Council on any issue that he chooses to address them on. He wanted to talk to Council about a problem they have on the south side. They need things for their kids to do. They need a place for them and help to provide them with constructive activities. He is tired of their kids being arrested by the Police when they do not have anything on the south side to help them.

There were no Ordinances for Passage

OTHER BUSINESS

Public Comment on City Related Matters

Rick LaFountain of 3200S. Washington Ave. demanded that Council produce a Geiger counter with which to test the radioactive food that he has brought with him. He stated that the Lansing Housing Commission have returned his rent checks to him. He believes them to be working with the LPD and trying to evict him from his apartment, and he can prove that to be the case.

Gordon Wilson of 2304 Midwood said that he is still not happy with the 425 Agreement with Meridian Township. Particularly the environmental package. Ingham County Drain Commissioner Patrick Lindemann feels that he has been left out of the loop on this issue so far. He protested the lack of playground equipment at Risdale Park. There had been a few items in the Park, at one time, but even those have been removed. They need new playground equipment at that park, and they also need a Community Center on the South Side. He has asked Council several times to allow them to have the old Fire Station on Pleasant Grove Rd. for a Community Center.

Stacy William of 3110 Williams Rd., representing the Capital City Sports Club, said that their organization has submitted a request for the donation of funds to allow them to take their Track Team to a competition in S. Carolina this weekend. They have not heard anything from Council yet. They have brought their Track Team here to meet Councilmembers tonight.

Ken Tomer of 2810 Williams Rd., representing Capital City Sports Club, said that their Track Program has been around for 15 years, and has a number of illustrious athletes listed among past members, including Octavio Long, former MSU Football Star. He requested Council's approval of their request for a funding donation in the amount of \$3,000 to allow them to take their team to this weekend's competition in S. Carolina.

Councilmember Allen told the Capital City Sports Club that their request for funding will be on the agenda of the General Services Committee Meeting scheduled for this Thursday at 10:00 A.M.

Beverly Miller of 413 Pearl said that the meeting at the Osteen Comfort Station tomorrow night is fine, but construction has shut down the street and there is no parking. There are two meetings of interest to North Town residents, but they are both scheduled at the same time. This is not fair to people who have an interest in both of the issues. She protested the reappointment of Bob Egan to the Human Relations and Community Service Board. His conflict of interest has been demonstrated by the fact that he has brought a number of people to Council Meetings to support the Spiral Bar and the Civil Rights issue. He is personally biased and should not be appointed to this Board.

Charlene Decker of 2711 Pleasant Grove Rd. described the Kids that were here from the Capital City Sports Club as "delightful." This is where she wants her tax money to go, supporting activities like this. She wants supervisors put back in the City Parks. When she grew up they had activities supervisors in all the parks and this practice should be reinstated. We should be protecting our children and simulating them with this type of activity. She said that she still felt that there should be another public hearing with regard to the PA 425 Agreement with Meridian Township. The environmental protection issue is a very important one. She asked why the developers did not conduct an environmental study of the property prior to purchasing it. She urged Councilmembers to invite Drain Commissioner Lindemann to the next Committee of the Whole Meeting so they can get his input before this agreement is passed.

Howard Jones of 426 W. Barnes Ave. said that it is time for all people of this City to be shown respect, regardless of what their situation is or what their income is. This City Council has no business approving a program that will siphon off ten to twelve billion dollars to bail out the developers in Meridian Township. There are many needs in the City, such as the need for a community center on the south west side and the need for renovation of over 1,000 houses in the City. They should be putting Lansing's money to work making Lansing a better City. They have no business being

used by these developers who are just snookering them. He urged Councilmembers to be cautious about what they do about this. This will destroy much of the wetlands on this particular road. He asked them not to let this wildlife habitat be destroyed, because they would likely be ordered by Federal Courts to go back and repair the damage they have done.

Harold King of 1563 N. High asked why Porter Park and Bancroft Park have been removed from the project play schedule. Both of these parks had been on the schedule, but they were removed from the list. He urged all north town residents to attend the meeting tomorrow night to talk about the Motor Wheel facility. Another important meeting is the one on the fish ladder parking lot. Today, they began reconstruction on Grand River Ave., and you cannot get through traffic. This looks like a Letter from the City Clerk submitting Licenses and Bonds for Referral: Fireworks Display Permit - Larry Holley for the Lansing Lugnuts at Oldsmobile Park on July 4, 1999 at Dusk

RECEIVED AND PLACED ON FILE (SEE RESOLUTION #287)

2. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

3. Letters from the City Attorney re:

a. Belinda Fitzpatrick v City of Lansing

RECEIVED AND PLACED ON FILE

b. Sharman Moore v City of Lansing

RECEIVED AND PLACED ON FILE

4. Affidavit of Disclosure filed by Shane L. Silsby, Principal Traffic Engineer in the Transportation & Parking Division of the Planning & Neighborhood Development Department

REFERRED TO THE BOARD OF ETHICS

5. Letter from the Ingham County/City of Lansing Community Corrections Advisory Board requesting Approval of their FY1999-2000 Application for State of Michigan Department of Corrections Funding

REFERRED TO THE COMMITTEE OF THE WHOLE

6. Letters from the Mayor re:

a. Reappointment of Walter G. Smiley to the Board of Electrical Examiners for a Term To Expire June 30, 2003

to be an effort to divide and separate.

Jack Davis, no address given, said that he has worked very hard on the GM project for the past two years. It is great that we are about to get this project put through

COMMITTEE REPORTS

There were no Committee Reports

CITY OFFICER & BOARD REPORTS

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

b. Reappointment of Diane Royal to the Board of Water & Light for an At-Large Term To Expire June 30, 2003

REFERRED TO THE COMMITTEE OF THE WHOLE

c. Reappointment of Charles M. Creamer to the Board of Water & Light for an At-Large Term To Expire June 30, 2003

REFERRED TO THE COMMITTEE OF THE WHOLE

d. Reappointment of David Kimball to the Board of Ethics for an At-Large Term To Expire June 30, 2003

RECEIVED AND PLACED ON FILE

e. Reappointment of William Krejcek to the Board of Mechanical Construction Examiners for a Term To Expire June 30, 2003

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

f. Reappointment of Patricia Cook, City of Lansing Representative to the PSD for a Term To Expire June 30, 2003

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

g. Reappointment of Richard Kibbey to the Public Service Board as a First Ward Representative for a Term To Expire June 30, 2001

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

h. Reappointment of Rita Klein to the Public Service Board for a Term To Expire June 30, 2003

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

i. Reappointment of Gilda Richardson to the Public Service Board for an At-Large Term To Expire June 30, 2003

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

j. Reappointment of June Knostman to the
REFERRED TO THE COMMITTEE ON GENERAL SERVICES

m. Reappointment of Roger N. Pohl to the Human Relations & Community Services Board for a Third Ward Term To Expire June 30, 2003

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

n. Administrative and Executive Transfers

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

o. Transfer of Funds: Parks & Rec., Finance

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

p. Lansing Home Ownership Program for Employees (L-HOPE)

RECEIVED AND PLACED ON FILE

q. Notice from the State of Michigan Department of Transportation of the Selection of the City of Lansing Transportation Enhancement Project for Funding

Public Service Board for an At-Large Term To Expire June 30, 2000

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

k. Reappointment of Patty Farhat Reed to the Board of Police Commissioners for an At-Large Term To Expire June 30, 2003

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

l. Reappointment of Robert J. Egan to the Human Relations Community Service Board for a Term To Expire June 30, 2003

RECEIVED AND PLACED ON FILE

r. Letter of Appreciation from Dennis J. Varian to Jim Ruff of the Planning & Neighborhood Development Department

RECEIVED AND PLACED ON FILE

s. Management Services Department Move

RECEIVED AND PLACED ON FILE

t. HUD Consolidated Annual Performance and Evaluation Report

RECEIVED AND PLACED ON FILE

u. Press Releases: Parks & Rec., Community Response Team Hot Weather Warning System, Disaster Plans, Lansing Summer of Fun, Grand River Ave. CS Construction, CRCF Funds

RECEIVED AND PLACED ON FILE

v. Eastside Newsletter

RECEIVED AND PLACED ON FILE

w. Suspension item from Councilmember Deal: a Resolution Authorizing Grant Acceptance from the State of Michigan Family Independence Agency for Juvenile Accountability Incentive Block Grant Funds

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

JUNE 28, 1999

COUNCIL PROCEEDINGS

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. Notice from the State of Michigan Department of Environmental Quality of the Issuance of Permit #99607-9 issued to the City of Lansing for Construction of a Sewerage System for the Okemos Rd. Pump Station

RECEIVED AND PLACED ON FILE

2. Notice from the State of Michigan Department of Environmental Quality of the Issuance of Permit #99608-0 for Construction of a Sewerage System for the Alaledon Township Trunk Sewer

RECEIVED AND PLACED ON FILE

7. Letter from TCI North Central Region regarding an Exchange of Cable Systems between TCI and MediaOne

REFERRED TO THE DEPARTMENT OF PUBLIC SERVICES

8. Michigan Tax Tribunal Appeal of Jet Engineering, Inc.

REFERRED TO THE CITY ATTORNEY

9. Letter from Rev. Frederick L. Thelen of 6121 Rosedale Rd. objecting to the Speed Bumps which are part of the proposed Traffic Calming project

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

10. PRD0199 on Belle Chase Boulevard between Jolly Rd. and Beaujardin Dr., Petition for Planned Residential Development filed by SUH Michigan State to allow for the Construction of 150 Garden Style Units in 3 Story 12 Unit Buildings

REFERRED TO THE MAYOR AND THE PLANNING BOARD

11. Letter from David L. Russell of 112 E. Claremore Dr. stating his concerns regarding the proposed 425 Agreement between the City of Lansing and Meridian Township

REFERRED TO THE COMMITTEE OF THE WHOLE

12. From Councilmember Allen; a letter from Mary Bliesner of 6936 S. Washington Ave. requesting a variance in sewer fees for lawn irrigation systems

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR AND THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS

13. From Councilmember Allen; a letter from Patrick Rose regarding excessive noise being generated by the Padnos Metal and Scrap Co.

Councilmember Beal said that Grand River Ave is a State Trunkline. If construction crews do work on this street, they need to facilitate the needs of business owners whose businesses may be disrupted. This type of construction could have a significant economic impact on businesses, and they should be accommodated to the extent that we are able to do so. She noted that she will not be present at next Tuesday's City Council Meeting, because of a class that she has to take that she cannot miss. She urged her colleagues not to rush into the passage of the 425 Agreement with Meridian Township at that meeting. This agreement will create a peculiar situation, because you will have people whom the census counts as residing in Lansing, but they will not be a part of Lansing. They will be paying property taxes to Lansing, but they will not have a vote. In this Country, we have a build and abandon philosophy. We build places and then we abandon them and build something bigger, better, more. This developer bought land that was not zoned correctly for his proposed usage, and then he could not take no for an answer from the existing Meridian Township residents, and

3. Letter from Sun Communities, Inc. requesting information about the City of Lansing Severe Weather Warning System

REFERRED TO THE DEPARTMENT OF PUBLIC SERVICES

4. Michigan Tax Tribunal Appeal filed by Cranbrook Manor Apartments

REFERRED TO THE CITY ATTORNEY

5. Letter from the Capital Area District Library stating their support for the Tax Abatement for General Motors Corporation

RECEIVED AND PLACED ON FILE

6. Letter from Attorneys representing the Lansing School District submitting a Contract for Acquisition of the Boys Training School Property

REFERRED TO THE DEPARTMENT ON PLANNING AND NEIGHBORHOOD DEVELOPMENT, DEVELOPMENT DIVISION

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

MOTION OF EXCUSED ABSENCE

By Councilmember Adado

To excuse Councilmember Meyer from tonight's proceedings
Carried Unanimously

COUNCIL MEMBERS' COMMENTS

Councilmember Allen said that she agrees with the comments made by Mr. Wilson and Mr. Curtis about the need for a community center for the south side. We do need a place for these kids. The south side does not have any place for these kids to go, and they need one more than any other group. She will be making it her goal to provide a teen center in the near future. She wished a "Great Holiday" to everyone in the viewing audience, and cautioned them not to drink and drive.

Councilmember Murphy announced a regularly scheduled meeting of the Public Safety Committee this Wednesday, June 30, 1999 at 8:00 A.M. The meeting notice says that the meeting will be held at 10:00 A.M., but that is incorrect. The correct time is 8:00 A.M. as usual. He announced that the Genesee Neighborhood Association will not hold their regular meeting this Thursday, because of the holiday. The Downtown Neighborhood Association will sponsor their annual "Ar: In The Park" at Ferris Park on Sunday, July 11, 1999. This is a terrific event and he urges everyone to participate.

Councilmember Adado thanked the Public Service Department who responded to a call about a sewer line that became unconnected from the main sewer line. Jim Canfield and his assistant worked along with employees from Dade Construction late into the evening to take care of this problem.

cannot wait for the results of the elections that have been scheduled to decide the outcome. Now they are shopping around with the City of Lansing and the City of E. Lansing. What is the problem with agreeing to meet the standards of the Ingham County Drain Commissioner? Why can't this type of a clause be put into the agreement? She wants Council to look harder at this, and she wants Drain Commissioner Lindemann to attend the Committee of the Whole Meeting this Thursday, because they all need to be able to ask him questions and hear his answers. She stated a concern about the process used by the Administration to fill vacancies on City Board's and Authorities. There is a current policy limiting service to any board to 2 years. However, she is aware of many board members who have served more than two terms, and she is concerned that everyone be treated equally. In particular she is concerned about the treatment of Steffanie Whitbeck from the Historic District Commission. The treatment she has received is offensive and regrettable. Perhaps we need a Charter Amendment that would do away with Advisory Boards.

Councilmember Bauer asked City Attorney Smierka to provide the Council with copies of comparable 425 Agreements enacted by other Cities.

Councilmember Leeman responded to Member Deal's concerns about business owners on Grand River Ave. He said that the Public Service Department and the CSO Committee has been meeting with these business owners every Friday. He said that, if the term limit policy is indeed in effect, it would eliminate a lot of people from eligibility for reappointment to City Boards. Additionally Mrs. Whitbeck has put a lot of time in on the HDC, and as the Chair, it is important that she be allowed to complete the study that they are working on.

Councilmember Allen asked if there have been other applicants for City Boards that have not been referred to Council. She has personally made recommendations for people from her ward to serve on City Boards, but those recommendations never get acted on.

Councilmember Murphy asked that the issue of appointments and reappointments and term limits be placed on the agenda for the next Committee of the Whole Meeting. They need to know what is what with the whole appointment process. He wants to know how recommendations are made and what is done about Board members who have exhausted the two term limit policy. He asked that this information be submitted to the Committee of the Whole before any of the committees begin considering these appointments.

Council President Benavides asked that Mayoral Assistant Freddie Thomas attend the Committee of the Whole Meeting this week to give an overview of the two term limit and selection process issue.

City Attorney Smierka said that the term limits policy is not a formal restriction in the Charter, it is the Mayor's policy.

Mr. Wiener affirmed that the Mayor does have a two term limit policy, which began early in his administration. That does not mean that people who served on one board for two terms cannot be appointed to another board. Councilmembers may see people who have served on various boards appointed to new boards. Sometimes it is difficult to regulate these appointments, especially on Boards where you have to have appointees with a particular background or skill. Freddie Thomas has a report on board vacancies on the various boards. We do not always get a lot of applications for boards because it is a big commitment.

City Attorney Smierka reminded Councilmembers that this is not an agreement with the Developers, it is an agreement with the Township. If there is any agreement with the developer, that issue would have to come before Council.

Councilmember Leeman asked the Administration to make sure that Drain Commissioner Lindemann can attend this week's Committee of the Whole meeting.

Council President Benavides responded that Commissioner Lindemann has stated that he will be here on Thursday. He announced that the next City Council Meeting will be held on Tuesday, July 6th, because Monday City Offices are closed in observance of the Independence Day Holiday.

ADJOURNED 10:00 PM
MARILYN SLADE, CITY CLERK

Councilmember Deal asked Mr. Wiener if he was stating that the appointments that are on tonight's agenda under Mayor's Letters do not contain anyone who has served more than 2 terms.

Mr. Wiener responded that, if Councilmembers are aware that any of the recommendations for Boards have served more than two terms, the Administration would like to be informed of that so that the situation can be remedied.

Councilmember Allen suggested that the Administration contact Councilmembers, if they are having trouble finding people to serve on Boards, and they will be able to give them the names of citizens who would like to serve. She feels that Antonia Miernik will provide a good balance on the Historic District Commission.

Councilmember Murphy agreed. Ms. Miernik may have a different viewpoint than Ms. Whitbeck, but this was a good appointment. Councilmembers need to give the Administration an opportunity to come to the Committee to discuss the term limit situation. The Public Safety Committee will not confirm any appointments until they have received a report from the Administration showing how long they have served. He will wait for the Committee of the Whole Meeting before drawing any conclusions about the intent of the Administration.

Councilmember Bauer requested a list of current board members showing how many terms they have served, and whether they are ward or at-large appointments.

MAYOR'S EXECUTIVE ASSISTANT'S RESPONSE TO COMMENTS

Mr. Wiener announced the 4th of July Parade this weekend and a Concert in the Park on July 4th, and in-line skating at Let's Community Center. With regard to the 425 Agreement with Meridian Township, he reminded Council that the City has an environmental process and this property will go through an environmental review. The timing constraints on this are because the Township came to us because they did not want to be annexed by E. Lansing with whom they tried to negotiate a 425 Agreement. Their negotiations with E. Lansing were unsuccessful. If the agreement is not completed by the time of the Eas. Lansing vote on annexation, then the Township will lose their property to E. Lansing. Mr. Lindemann is concerned about discharge to the drain, because he has jurisdiction in the event of discharge which would have an impact on the drain and on the wetland. Some of the issues have been addressed as part of the ongoing discussion of this issue.



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF JULY 6, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Benavides, Leeman, Meyer, Murphy

ABSENT: Councilmembers Bauer and Beal

The Invocation and Pledge of Allegiance were led by Councilmember Meyer

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of June 14, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Meyer

To accept the following under suspension of the rules:

1. From Councilmember Meyer: a Block Grant Resolution for adoption on Juvenile Accountability Incentive
2. From Councilmember Meyer: a Transfer of Funds Resolution for Kid's Kamp
3. From Councilmember Meyer: a Resolution regarding the Consolidated Courts Building Lease for adoption
4. From Councilmember Allen: A request for Bicycles from Fabulous Acres Neighborhood for adoption
5. From Councilmember Allen: a request for community promotion accounts for a first annual hispanic baseball tournament for referral to General Services
6. From Councilmember Allen: To pull the Appropriation of Community Promotion Funds for the Cub Scout Day Camp from the Agenda

Carol Wood of 1018 W. Lapeer stated she supports the fee for fireworks licenses. The new Ordinance has made a big change in her neighborhood.

Hazel Bethea of 1002 W. Shiawassee thanked councilmembers for their help with illegal fireworks this year. She also thanked the Lansing Police and Fire Departments for their enforcement efforts.

Ruth Hallman of 1014 W. Lapeer also wished to extend her thanks for the fireworks enforcement and stated she agrees with the proposed fees. She has noticed a big improvement in her neighborhood this year.

Frank Curtis X of S. Ingham stated he does not want his kids playing with illegal fireworks but he thinks Mr. Stajos should have the right to sell them and City Council should not be holding up his permit.

Orlga Garza of 527 N. Butler said she has also noticed a big improvement in

Howard Jones of 426 W. Barnes stated he does not approve of the proposed 425

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Councilmember Allen announced the Brown Bag Concert Series which will take place during lunch time on Washington Square on July 9th, 16th, 23rd and 30th and on August 6, 13, 20 and 27th.

Councilmember Murphy announced that the Downtown Neighborhood Association will hold an "Art In the Park" event on July 11th from 11:00 a.m. to 5:00 p.m. at Ferris Park.

Mayor Hollister reported that there will be free in-line skating tonight at Wainwright Park and a Concert in the Park on Wednesday night and the official ribbon cutting at Groesbeck Golf Course has been set for July 20th.

City Clerk Slade announced that today is the close of registration for third ward residents who want to register to vote in the August 3, 1999 city primary election. The Clerk's Office is open until 8:00 p.m. this evening to take registrations.

➤ Special Ceremonies

None

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

A. In consideration of the establishment of a \$500 fee for each wholesale fireworks permit and each retail fireworks license application with the City Clerk

James Stajos of 2317 tulane Drive stated he applied for a permit for fireworks in April and still has received nothing. His request was approved by the Fire Department but the Council has not approved it.

her neighborhood.

Beverly Miller of 413 Pearl stated that fireworks dealers won't be able to make any money under the new Ordinance because no one wants to buy fireworks that don't go up into the air or make a lot of noise.

Christine Timmon of 335 E. St. Joseph said she doesn't think its right to charge fireworks dealers; she thinks anyone who wants fireworks should be able to buy them.

This issue was referred to the Committees on Public Safety and General Services

➤ Public Comment on Legislative Matters:

agreement as it makes Lansing a colony in Meridian Township and Lansing taxpayers will be the ones footing the bill.

Richard Christmas of 500 S. Pine stated his dream is to go to Florida to see the space program and also announced that he will be running for President next year.

Chadene Decker of 2711 Pleasant Grove stated there should have been more public hearings on the 425 agreement.

Beverly Miller of 413 Pearl stated that Council should be monitoring what happens on two rivers in Lansing, not just one.

Christine Timmon stated that the 425 agreement was made more clear to her by Drain Commissioner Lindemann tonight and she now supports it.

LEGISLATIVE MATTERS
RESOLUTIONS

RESOLUTION #300
BY COUNCILMEMBER ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for July 26, 1999, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the proposed Special Use permit SLU-499, 3940 N. Grand River Avenue, Use "J" Parking for Vehicle Display.

ADOPTED BY THE FOLLOWING VOTE:

RESOLUTION #302
BY COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING CITY COUNCIL

WHEREAS, the Council appropriated \$30,000 in the FY 99-2000 General Fund to Community Use Fund Account to pay certain costs of the Lansing Center rental by community organizations; and

WHEREAS, the Committee on General Services has reviewed a request for payment of such costs from the Lansing Community College for Abel Sykes, Jr. Retirement Celebration held on May 21, 1999; and

WHEREAS, the Committee has recommended that funds be approved;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby authorizes the charge in the amount of \$1,275.00 to Account #101. 173901741200.0 for Lansing Center rental costs of Abel Sykes Retirement Celebration held on May 21, 1999; and

BE IT FINALLY RESOLVED that Lansing Community College shall submit a written analysis of Abel Sykes Retirement Celebration, including information regarding number of attendees, gross and net totals of the event, and a copy of their most recent tax return, a board member list, and a detail of their accounting to the Lansing City Council within 30 days after the event.

By Councilmember Allen

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 5

NAYS: 1 (Councilmember Adado dissenting)

RESOLUTION #303
BY COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING CITY COUNCIL

YEAS: Councilmembers Adado, Allen, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: Councilmembers Bauer and Beal

RESOLUTION #301
BY COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING CITY COUNCIL

WHEREAS, the City Clerk has forwarded an application for a City license which has been routinely processed without objection and is ready for final action by Council; and

WHEREAS, the Committee on General Services recommends that the license be approved;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby approves the following application for City license:

Peddler's License: Nicky J. Nelson for the sale of clothing at 2118 Jolly Road at the Intersection of Jolly Road and Starr Ave.

By Councilmember Allen

Carried Unanimously

WHEREAS, The Council appropriated a total of \$20,000 in the FY 99-2000 General Fund Budget to the Community Promotions Account for the purpose of assisting with the expenses of community oriented events; and

WHEREAS, the Committee on General Services has reviewed a request from Michigan Pride, Inc. for a donation of \$1,051.50 for the Michigan Pride Festival for Gay, Lesbian, Bisexual and Transgender rights to be held on June 19, 1999;

WHEREAS, the Committee recommends that the funds be approved;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby authorizes a charge in the amount of \$1,051.50 to the Account #101. 173901741200.0 toward the expenses of Michigan Pride Festival to be held on June 19, 1999;

BE IT FINALLY RESOLVED the Michigan Pride, Inc. shall submit a written analysis of the Michigan Pride Festival, including information regarding number of attendees, gross and net totals of the event, and a copy of their most recent tax return, a board member list, and a detail of their accounting to the Lansing City Council within 30 days after the event.

By Councilmember Allen

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 5

NAYS: 1 (Councilmember Adado dissenting)

RESOLUTION #304
BY COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING CITY COUNCIL

WHEREAS, the Council appropriated \$20,000 in the FY 99-2000 General Fund to the Community Promotion Account to pay certain costs for Park facilities by community organizations; and

WHEREAS, the Committee on General Services has reviewed a request for payment of such costs from the Greater Lansing Area Horseshoe Club for use of the West Side Park for a State Horseshoe Pitching Tournament on September 3, 4, 5, & 6, 1999; and

WHEREAS, the Committee has recommended that funds be approved;

BE IT FINALLY RESOLVED that the Greater Lansing Area Horseshoe Club shall submit a written analysis of their event, including information regarding number of attendees, gross and net totals of the event, and a copy of their most recent tax return, a board member list, and a detail of their accounting to the Lansing City Council within 30 days after the event,

By Councilmember Allen

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 5

NAYS: 1 (Councilmember Adado dissenting)

RESOLUTION #305
BY COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING CITY COUNCIL

WHEREAS, The Council appropriated a total of \$20,000 in the FY 99-2000 General Fund Budget to the Community Promotions Account for the purpose of assisting with the expenses of community oriented events; and

WHEREAS, the Committee on General Services has reviewed a request from the Office of the Mayor, for a donation of \$650.00 for the "Summer Kids Thing," a two day summer community event for families on July 24 and July 25, 1999;

WHEREAS, the Committee recommends that the funds be approved;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby authorizes a charge in the amount of \$650.00 to Account #101, 1739017412189.0 toward the expenses of the "Summer Kids Thing" a two day summer community event for families on July 24 and July 25, 1999, at the Lou Adado Riverfront Park.

BE IT FINALLY RESOLVED the Mayor's Office, shall submit a written analysis of the "Summer Kids Thing" event, including information regarding number of attendees, gross and net totals of the event, and a copy of their most recent tax return, a board member list, and a detail of their accounting to the Lansing City Council within 30 days after the event.

By Councilmember Allen

Carried Unanimously

WHEREAS, the Committee has recommended that funds be approved;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby authorizes the charge in the amount of \$97,000 to account #101, 1739017412189.0 for the use park facilities at Frances Park for the Cub Scout Day Camp to be held on July 12, 13, 14, & 15, 1999; and

BE IT FINALLY RESOLVED that the Chief Okemos Council Boy Scouts of America shall submit a written analysis of the Cub Scout Day Camp, including information regarding the number of attendees, gross and net totals of the event, and a copy of their most recent tax return, a board member list, and a detail of their accounting to the Lansing City Council within 30 days after the event.

RESOLUTION #307
BY COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby approves the charge in the amount of \$480.00 to Account #101, 1739017412189.0 for the use of the West Side Park for the State Horseshoe Pitching Tournament to be held on September 3, 4, 5, & 6, 1999; and

RESOLUTION #306
BY COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING CITY COUNCIL

WHEREAS, the Council appropriated \$20,000 in the FY 99-2000 General Fund to the Community Promotion Account for the purpose of assisting with expenses of community oriented events; and

WHEREAS, the Committee on General Services has reviewed a request from the Capital City Sports Club for a donation of \$3,000 to be used for travel expenses to the Regional AAU Track Meet; and

WHEREAS, the Committee has recommended that funds be approved;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby approves the charge in the amount of \$3,000.00 to Account #101, 1739017412189.0 for the use of travel expenses to the Regional AAU Track Meet; and

BE IT FINALLY RESOLVED that the Capital City Sports Club shall submit a written analysis of the Regional AAU Track Meet, including information regarding number of attendees, gross and net totals of the event, and a copy of their most recent tax return, a board member list, and a detail of their accounting to the Lansing City Council within 30 days after the event.

By Councilmember Allen

Carried Unanimously

THIS ITEM WAS PULLED FROM THE AGENDA AT THE REQUEST OF COUNCILMEMBER ALLEN

BY COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING CITY COUNCIL

WHEREAS, the Council appropriated \$20,000 in the FY 99-2000 General Fund to the Community Promotion Account to pay certain costs for park facilities by community organizations; and

WHEREAS, the Committee on General Services has reviewed a request for payment of such costs from the Chief Okemos Council, Boy Scouts of America for the use of park facilities at Frances Park for the Cub Scout Day Camp to be held on July 12, 13, 14, & 15, 1999; and

THE CITY OF LANSING CITY COUNCIL

WHEREAS, the Lansing Police and Fire Football Charity has asked the City to support their cause of their organization; and

WHEREAS, the Committee on General Services has reviewed this request and recommends a contribution of \$1,500.00;

NOW, THEREFORE, BE IT RESOLVED that the request from the Lansing Police and Fire Football Charity is approved by the Lansing City Council in the amount of \$1,500.00 which is to be charged to the City of Lansing Community Promotion Account #101-1739017412189.0.

BE IT FINALLY RESOLVED that the Lansing Police and Fire Football Charity shall submit a written analysis of the Lansing Police and Fire Football Charity event, including information regarding number of attendees, gross and net total of the event,

and a copy of their most recent tax return, a board member list, and a detail of their accounting to the Lansing City Council within 30 days after the event.

By Councilmember Allen

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 5

NAYS: 1 (Councilmember Adado dissenting)

COUNCIL PRESIDENT BENAVIDES PASSED THE GAVEL TO COUNCILMEMBER ADADO AND REQUESTED THAT HE PRESIDE OVER THE CONSIDERATION OF THE FOLLOWING RESOLUTION

**RESOLUTION #308
BY COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING CITY COUNCIL**

WHEREAS, the Council appropriated \$30,000 in the FY 99-2000 General Fund to the Community Use Fund Account to pay certain costs of the Lansing Center rental by community organizations; and

WHEREAS, the Committee on General Services has reviewed a request for payment of such costs from the Cristo Rey Community Center for the Disproportionate Minority Consignment Conference that was held on June 4, 1999; and

**RESOLUTION #309
BY COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING CITY COUNCIL**

WHEREAS, the Mayor has appointed Kevin C. Malley of 333 South Capitol Avenue to the Board of Police Commissioners; and

WHEREAS, the Committee on Public Safety concurs with the appointment of Kevin C.

Malley;

NOW, THEREFORE, BE IT RESOLVED that the Lansing city Council hereby concurs with the Mayor's appointment of Kevin C. Malley to the Board of Police Commissioners as an At-Large representative for a term to expire June 2003.

By Councilmember Murphy

Carried Unanimously

**RESOLUTION #310
BY COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING CITY COUNCIL**

WHEREAS, the Ingham County Board of Commissioners authorized participation of Ingham County with the City of Lansing in a joint City/County Community Corrections Advisory Board (CCAB) through Resolution 9051; and

WHEREAS, the make-up of the CCAB must represent various local criminal justice agencies and community interests as specified in Public Act 511; and

WHEREAS, the make-up of the CCAB, as specified by the Public Act 511, is critical to state and local community corrections goals and objectives as set forth in Public Act 511, the Ingham County/City of Lansing Community Corrections Plan, and the FY 1999-2000 Application for State Community Corrections Act funds; and

WHEREAS, the Ingham County Board of Commissioners appointed Jeremiah Stone to serve on the Community Corrections Advisory Board as a business community

WHEREAS, the Committee has recommended that funds be approved;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby authorizes the charge in the amount of \$58,000 to Account #101173901.741200.0 for Lansing Center rental costs for the Disproportionate Minority Consignment Conference held on June 4, 1999; and

BE IT FINALLY RESOLVED that Cristo Rey Community Center shall submit a written analysis of their event, including information regarding number of attendees, gross and net totals of the event, and a copy of their most recent tax return, a board member list, and a detail of their accounting to the Lansing City Council within 30 days after the event.

By Councilmember Adado

That Council President Benavides be recused from the vote on this item, because of his employment as the Director of the Cristo Rey Community Center

Carried Unanimously, Council President Benavides abstaining

By Councilmember Allen

To place an affirmative roll on the resolution

Carried Unanimously, Council President Benavides abstaining representative for a term expiring September 17, 2001,

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the CCAB appointment of Jeremiah Stone as a business community representative for a term to expire June 2003.

By Councilmember Murphy

Carried Unanimously

**RESOLUTION #311
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the City of Lansing and Meridian Township (Township) are "local units" as defined by Public Act 425 of 1984, as amended, (Act 425), (MCL 124.21 et seq); and

WHEREAS, Act 425 enables two local units of government to conditionally transfer property by written agreement for the purpose of economic development projects; and

WHEREAS, the City and Township propose that certain property be conditionally transferred from the Township to the City pursuant to Act 425; and

WHEREAS, a proposed Agreement for Conditional Transfer of Property Pursuant to 1984 PA 425 (the Agreement) providing for matters permitted and required under Act 425 has been negotiated and prepared; and

WHEREAS, the Agreement provides, among other things, for the conditional transfer of property in the Township to the City, the providing of governmental utilities and services, zoning, taxation, revenue sharing, charging for services and ordinance application and enforcement, and mutually benefits the City and Township; and

WHEREAS, a proposed draft of the Agreement was placed on file with the City Clerk on June 10, 1999; and

WHEREAS, the City held a public hearing on June 14, 1999 at the regularly scheduled Council meeting regarding the proposed Agreement, preceded by notice in accordance with the requirements of Michigan's Open Meetings Act; and

WHEREAS, the proposed Agreement, with revisions, has been presented to Council NOW, THEREFORE, BE IT RESOLVED the City finds that the conditional transfer of property from the Township to the City pursuant to said Agreement, as revised, will provide for the division of municipal powers, functions and responsibilities to allow for the joint administration of the transferred area and will assist economic development and be beneficial to the residents of the City and the Township, and will work to prevent conditions of unemployment.

BE IT FURTHER RESOLVED, pursuant to and in compliance with Act 425, the Mayor is hereby authorized to execute the Agreement for Conditional Transfer of Property Pursuant to 1984 PA 425 after prior approval as to form by the City Attorney.

BE IT FINALLY RESOLVED after the Agreement is executed, the City Clerk is requested to forthwith file a duplicate original of the Agreement with the County Clerk of the County of Ingham and with the Secretary of State of the State of Michigan.

By Councilmember Meyer

ADOPTED BY THE FOLLOWING ROLL CALL VOTE:

YEAS: Councilmembers Adado, Allen, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: Councilmembers Bauer and Beal

COUNCILMEMBER MURPHY LEFT THIS MEETING OF THE LANSING CITY COUNCIL AT 9:00 P.M. AND WAS EXCUSED BY PRESIDENT BENAVIDES

**RESOLUTION #312
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the State of Michigan, Family Independence Agency, has available funding for a Juvenile Accountability Incentive Block Grant; and

WHEREAS, the grant will be used to promote greater accountability in the juvenile justice system through the provision of equipment and related technology and training to assist prosecutors in expediting the prosecution of violent juvenile offenders; and

WHEREAS, the grant will be a collaborative effort among four local area law enforcement agencies; and

WHEREAS, pursuant to the Lease Contract, the City's designated share of the debt service for the Bonds will not exceed the debt service related to \$7,500,000 principal amount of the Bonds; and

WHEREAS, the City has prepared forecasts of its revenues and expenses which demonstrate the ability of the City to pay its designated share of the debt service on the Bonds required by the Lease Contract; and

WHEREAS, there has been prepared and attached hereto as Appendix 11 a form of notice entitled "NOTICE OF INTENTION OF THE CITY OF LANSING TO ENTER INTO A LEASE CONTRACT WITH THE CITY OF LANSING/COUNTY OF INGHAM JOINT BUILDING AUTHORITY AND NOTICE OF RIGHT TO PETITION FOR REFERENDUM THEREON" (the "Notice of Intention");

NOW, THEREFORE, be it resolved by the City Council of the City of Lansing, Michigan, as follows:

1. The preliminary plans and estimates relating to the Project and identified in Exhibit A to Appendix I hereto are hereby approved and ordered filed with the City Clerk

for review and approval;

WHEREAS, the total one year grant is \$179,012, with a 10% matching funds requirement to be shared between the City of Lansing and Ingham County; and

WHEREAS, the City of Lansing Federal share is \$87,388, and the Lansing Police Department will act as the lead agency for the grant;

NOW, THEREFORE BE IT RESOLVED that the City Council approves the applications and the awards of the Block Grants for both 1999-2000 and for 2000-2001; and

BE IT FINALLY RESOLVED, that the Administration is authorized to create appropriate accounts and to make the necessary operating transfers for the expenditure and control of the balance of the grant funds.

By Councilmember Meyer

Carried Unanimously

**RESOLUTION #313
CITY OF LANSING
RESOLUTION TO APPROVE PLANS, COST ESTIMATE,
ESTIMATE OF THE PERIOD OF USEFULNESS
AND LEASE CONTRACT**

WHEREAS, there have been prepared and presented to the City Council (the "Council") of the City of Lansing, Michigan (the "City"), preliminary plans for the site improvement, construction and installation of equipment for a Consolidated Courts Building and for the renovation, remodeling and installation of equipment for the Grady Porter Building (collectively, the "Project"), as more fully described in Exhibit A to the Lease Contract (as hereinafter defined), and a form of Lease Contract, attached hereto as Appendix 1, between the City and the City of Lansing/County of Ingham Joint Building Authority (the "Authority") to be dated as of July 1, 1999, (the "Lease Contract"), pursuant to which the Authority will acquire the Project as contemplated by the terms of Act No. 31, Public Acts of Michigan, 1948 (First Extra Session), as amended ("Act 31"), and lease a portion of such property to the City for a period not to exceed 50 years as permitted by Act 31; and

WHEREAS, it has been estimated the period of usefulness of the Project to be not less than twentyfive (25) years and that the total costs, to be provided by the proceeds from the sale of the Bonds (as defined in the Lease Contract) by the Authority pursuant to Act 31, for designing, constructing and installing the Project and issuing the Bonds will be not more than \$22,500,000; and

2. The form of the Lease Contract is hereby approved, and the Mayor of the City and the Clerk of the City are hereby authorized to execute the same for and on behalf of the City and with such changes as may be determined to be appropriate by such officials, provided such changes are not materially adverse to the City and provided that in the definitive Lease the City's designated share of the debt service for the Bonds does not exceed the debt service related to \$7,000,000 of the principal amount of the Bonds; In the event that the final form of the Lease provides for the City's designated share of the debt service for the Bonds to exceed \$7,000,000, then such Lease shall not be executed until such time as this City Council shall approve such increase in the City's designated share of the debt service on the Bonds.

3. It is hereby determined that the Notice of Intention provides information sufficient to adequately inform the electors and taxpayers of the City of the nature of the contractual obligations to be undertaken by the City in the Lease Contract and of their right under Act 31 to file a petition requesting a referendum election on the Lease Contract.

4. The form and content of the Notice of Intention are hereby approved and the City Clerk is hereby authorized and directed to cause the Notice of Intention to be published once in the Lansing State Journal, a newspaper of general circulation within the City which is hereby determined to be the newspaper reaching the largest number

of electors and taxpayers of the City.

5. The Clerk, Finance Director and Deputy Finance Director of the City are each individually authorized and directed to:

(a) apply to the Municipal Finance Division of the Michigan Department of Treasury for either (i) prior approval of the sale of the Bonds or (ii) an exception from the requirement that such prior approval be obtained;

(b) file with such application all required supporting material; and

(c) pay all fees required in connection therewith.

By Councilmember Meyer

Carried Unanimously

RESOLUTION #314

BY COUNCILMEMBERS ANDY ALLEN

BE IT FURTHER RESOLVED any bicycles from this list that are not picked up by the eligible non profit agencies by July 23, 1999, may be disposed of by the Quartermaster in a manner consistent with State law and the City of Lansing Purchasing Ordinance.

By Councilmember Allen

Carried Unanimously

ORDINANCES FOR INTRODUCTION

INTRODUCTION OF ORDINANCE

AMENDING CHAPTER 288, SECTION 288.07
REVISION OF QUALIFICATIONS FOR THE
POSITION OF FIRE CHIEF

By Councilmember Murphy:

That an Ordinance to amend the Code of Ordinances of the City of Lansing by Amending Chapter 288, Section 288.07, for the purpose of Revising the Necessary Qualifications for the Position of Fire Chief, was introduced by Councilmember Murphy and referred to the Committee on Public Safety.

RESOLUTION #315

RESOLUTION SETTING PUBLIC HEARING

By Councilmember Murphy:

RESOLVED BY THE CITY COUNCIL, CITY OF LANSING, that a public hearing be set for Monday, July 26, 1999 at 7:00 P.M. in the Council Chambers, 10 Floor, City Hall, 124 W. Michigan Ave., for the purpose of considering an Ordinance to amend the Code of Ordinances of the City of Lansing by Amending Chapter 288, Section 288.07 for the purpose of Revising the Necessary Qualifications for the Position of Fire Chief.

Interested persons are invited to attend this public hearing

By Councilmember Murphy

Carried Unanimously

ORDINANCES FOR PASSAGE

There were no Ordinances for passage.

OTHER BUSINESS

➤ Public Comment on City Related Matters

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING CITY COUNCIL

WHEREAS, Ordinance #888 adopted July 11, 1994, allows for the disposition of bicycles which are deemed surplus by the Lansing Police Department; and

WHEREAS, by subsequent resolution the City Council defined the procedure for disposing of these bicycles to non-profit agencies within the City; and

WHEREAS, the City Council has received requests from additional non-profit agencies, and has also received lists from the Quartermaster Unit identifying surplus bicycles,

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby approves the distribution of bicycles deemed surplus by the Quartermaster Unit of the Lansing Police Department in the communication dated July 1, 1999, to Fabulous Acres Neighborhood Association; and

Rick LaFontaine of 3200 S. Washington stated that the Lansing Police Department and the Lansing Housing Commission have done him wrong. He then made an offensive comment and Council President Benavides ruled him out of order and he was escorted from the Chambers.

Frank Curtis X of S. Ingham said he wants the city to buy Rocky's Teakwood Lounge for use by the children on the south side.

Charlene Decker of 2711 Pleasant Grove thanked Councilmembers Leeman and Murphy for thanking the public for their input on the 425 agreement.

Beverly Miller of 413 Pearl said they are still looking for a safe playground area for the children of North Lansing.

Belinda Fitzpatrick of 224 S. Holmes stated that the benefit of personal property ownership outweighs governmental requirements. Who does the city care if rental property has screens on all windows?

Harold King of 1563 N. High Street wants neutral colored playground equipment and hopes Bancroft Park gets some playground equipment.

Darryl Burgess of 1407 Prospect said the Civic Center meant a lot to this community and it should have remained sacred for all time.

Carl Humphrey of 524 S. Chesnut asked for 4 minutes and 12 seconds of time and demanded a council vote to give him the time. Council President Benavides informed Mr. Humphrey that he should begin speaking on his topic or he will be ruled out of order. Council Member Allen moved for an additional minute for Mr. Humphrey; motion defeated.

Christine Timmon of 335 E. St. Joseph said she didn't see anything gay about a bunch of men getting together for sex. She stated that Marilyn Slade did not follow the City Charter on the Affidavit of Identity form for candidates for city elective office.

COMMITTEE REPORTS

There were no Committee Reports

CITY OFFICER & BOARD REPORTS

1. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

2. Affidavit of Disclosure filed by LPD Officer Cherie Ballor

REFERRED TO THE BOARD OF ETHICS

3. Report filed with the Public Safety Committee by the LPD of the Result of Traffic Studies done in conjunction with a Citizens Request for Barricade of the Alleyway between Bement/Heald and Larned Streets

REFERRED TO THE TRAFFIC BOARD AND THE COMMITTEE ON PUBLIC SAFETY

4. Letters from the Mayor re:

A. ACT-06-99; 621-623 E. Michigan Ave., Outdoor Seating in Right-of-Way

REFERRED TO COMMITTEE ON DEVELOPMENT AND PLANNING

B. ACT-08-99; 217-221 S. Grand Ave., Barrier Free Ramp in ROW

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

C. ACT-10-99; Block 2 of Carroll's Addition (Intersection of Jerome & Custer); Vacation of E/W Alley

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

D. SLU-04-99; 3940 N. Grand River Ave.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

E. Application for Industrial Development District; Jet Engineering, Inc.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

F. Policy Forum on Census 2000

REFERRED TO COMMITTEE OF THE WHOLE

G. Transfer of Funds, LPD, City Supported Agencies

REFERRED TO THE COMMITTEE ON WAYS AND MEANS

H. Press Release: Juvenile Diversion Program

4. Letter from Helen Le Blanc of 4720 Jadestone Dr. in Williamson asking that the City of Lansing and Meridian Township work with Ingham County Drain Commissioner Patrick Lindemann in the Development of their 425 Agreement so as to protect affected Rivers, Streams and Wetland Areas

RECEIVED AND PLACED ON FILE

5. Notice from the State of Michigan Department of Consumer & Industry Services of Application for Transfer of Location of 1999SDM Licensed Business for A/IBF, LLC to 6016 S. Pennsylvania Ave

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

6. Notice from the State of Michigan Department of Environmental Quality of Application for a Permit for Construction in the Floodplain of the Sycamore Creek for construction of an Irrigation System for the Kenneth A. Hope Soccer Complex

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

7. Letter from the Ingham Intermediate School District submitting the 1999 Tax Rate Request, 1999 Summary of Summer Debt Levy and Summary of Summer Sinking Fund Levy for Summer Tax Collections for Okemos Public Schools

RECEIVED AND PLACED ON FILE

I. City of Sterling Heights Summer Conference for Women in Municipal Government

REFERRED TO COMMITTEE OF THE WHOLE

J. Grant Acceptance, COPS MORE 98

REFERRED TO THE COMMITTEE ON WAYS AND MEANS

K. Suspension item from Councilmember Meyer; Resolution for Transfer of Funds for Kids Kamp

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That communications and petitions be considered as being read in full and the proper referrals be made by the Council President.

Carried unanimously

1. Letter from the Northtown Neighborhood Association regarding the need for replacement of Playground Equipment at Bancroft Park

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

2. Letter from Beverly Miller regarding the need for development of a safe play area for North Town

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE COMMITTEE ON PUBLIC SERVICES

3. Letter from Friends of Bancroft Park requesting the replacement of Playground Equipment at Bancroft Park

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

REFERRED TO THE CITY ASSESSOR

8. Letter from Christine Timmon of 335 E. St. Joseph regarding the PA 425 Agreement with Meridian Township

RECEIVED AND PLACED ON FILE

9. SLU-06-99; 3700 & 3950 N. Grand River Ave., Petition for Special Land Use filed by AIS Construction Equipment Corp. to allow for the Display of Mobile Construction Equipment

REFERRED TO THE MAYOR AND THE PLANNING BOARD

10. Z-11-99; 3700 and 3950 N. Grand River Ave, Petition for Rezoning from "A" Residential to "J" Parking District filed by AIS Construction Equipment Corp. To allow for Mobile Construction Equipment Display

REFERRED TO THE MAYOR AND THE PLANNING BOARD

11. Michigan Tax Tribunal Appeals filed by:

Ameritech Advanced Data Services of Michigan, Inc.
Enprotech Mechanical Services (2)

JULY 6, 1999

COUNCIL PROCEEDINGS

AutoAir Composites, Inc.
 Thoracic & Cardiovascular Institute
 Melody Farms, LLC
 Eyde Construction Co.
 Lansing MARC LLC
 Summit Partners
 Meijer, Inc.

REFERRED TO THE CITY ATTORNEY

12. Late Item from Councilmember Allen; request for use of community promotion funds for the first annual Hispanic baseball tournament

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

EXCUSED ABSENCE

Motion by Councilmember Adado to excuse Councilmembers Bauer and Deal from tonight's meeting.

Carried unanimously

COUNCILMEMBER COMMENTS

None

ADJOURNED 9:35 P.M.
 MARILYNN SLADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF JULY 12, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Bena vides.

PRESENT: Councilmembers Allen, Bauer, Beal, Bena vides, Leeman, Meyer, Murphy

ABSENT: Councilmember Adado

The Invocation and Pledge of Allegiance were led by Councilmember Allen

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of June 21, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Allen

To accept the following under suspension of the rules:

1. From Councilmember Allen; a Request for Appropriation of Community Use Funds from the Michigan Mile
2. From Councilmember Allen; a Recommendation for the Appointment of Fredric Lee McLaughlin to the Historic District Commission for a Term to Expire June 30, 2002
3. From Councilmember Murphy; a letter from E.M. Chaliman of 2421 Dillingham Ave. regarding ongoing problems with fireworks
4. From Councilmember Murphy; a Report from the NAACP Economic Development Committee
5. From Councilmember Allen; a Request that Item VIII B-1, Recognition of Non-Profit Status for Pet Support Services, be pulled from the agenda

AMOUNT TO TRANSFER	TRANSFER FROM ACCT #	TRANSFER TO ACCT #
\$6,152	Parks & Rec.-Spec. Rec. Wages Temp. 101-783833-707000-0	
\$ 500	Misc. & Operating Expense 101- 783833-741000-0	
\$5,000	Contractual Services 101-783833- 743000-0	
\$11,652		City Supported Agencies 101- 834101-960100-0

(Alternative to Forestview tutorial program in conjunction with Kid's Kamp is being operated this year by the Lansing School District and YWCA. Funding is being

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE
REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Councilmember Allen announced Rex Gillette's Annual Birthday Celebration to be held July 25, 1999 at 1:00 P.M. There will be entertainment and food. Donations are welcome. She announced the Summer Kids Thing to be held on July 24th and 25th. Mr. Wiener announced that In-Line Skating will be at Oldsmobile Park this Tuesday from 6:00 to 8:00 P.M., and this week's Concert in the Park features the Oldies but Goodies Band at Gier Park. July 13th through 14th is Potter Park Zoo Days featuring free admission to the Zoo from 9:00 A.M. to 7:00 P.M.

➤ Special Ceremonies

There were no Special Ceremonies

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

There were no Scheduled Public Hearings

➤ Public Comment on Legislative Matters:

There were no Public Comments on Legislative Matters

LEGISLATIVE MATTERS
RESOLUTIONS
RESOLUTION #316

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

That the following FY 2000 transfer be approved:

transferred to Boys and Girls Club to operate a similar tutorial, self esteem, and peer mentoring program in conjunction with the Lansing Housing Commission.)

By Councilmember Meyer

Carried Unanimously

ORDINANCES FOR INTRODUCTION

There were no Ordinances for Introduction

ORDINANCES FOR PASSAGE

There were no Ordinances for Passage

OTHER BUSINESS

➤ Public Comment on City Related Matters

Willy Williams of 509 W. Lenawee said that it is primary time once again. He noted that the Citizens

for a Better Lansing usually have 8-10 of their members present at City Council during this time. Anged Councilmember to adopt a wetlands protection ordinance. She said that we need it right now, preceding every election to speak about their issues. A lot of time is used by these people. He wanted she wants it to be rammed through the residents of Lansing to see the other side of public comments and realize that a lot of the remarks that are made are made because the person is a member of a group that has a hidden agenda. Thank Curtis "X," no address given, spoke regarding his request for a cultural center at 3600 S. MLK year there is only race in the primary. That is the Third Ward race. He supports Council President Benavides. The address is incorrectly stated as 1600 S. MLK in the agenda. He stated a complaint about Benavides in that race. He urged the public to vote against CBL candidates. over flowing Granger trash containers that have been left sitting out at the curb.

Carl Humphrey of 524 S. Chestnut said that on February 8, 1998, he, along with three other individuals, Clyde Smith of 2244 Tecumseh River Dr. said that he toured the North Side Police Precinct recently. were arrested for civil disobedience. He was treated very badly and had to be hospitalized. This facility is coming along really well. They will have a basketball court that is very nice. This is Following his release from the Hospital, his valuables were released to him by the LPD, however, that it takes to do things for kids. This is a real effort. Why aren't these other people who keep were \$80.00 worth of Valium missing when his belongings were returned. This medication has new saying that they want to do something for kids, out working to help kids at the NSPP. He said that been returned to him. the State of Michigan has budgeted money to put video cameras in police cars. This is what will help racial situations. Once our police cars are equipped with camcorders the radical groups can view the

Hazel Bethea of 1002 W. Shiawassee said that she has lived at this address since 1978. She stated that tapes of police/civilian confrontations. He thanked Mr. Wiener for working on the noise abatement at the last City Council Meeting one of the other Public Speakers called her a Nazi, and last Thursday in Tecumseh River area. He does things the right way. He is a gentleman and tries to she got a letter from that same person. She objects to being called names by other members of the public, and suggested that Councilmembers institute a \$600 fine to be assessed against public speakers who slander other speakers or call them names at Council Meetings. At the very least, these people should not be allowed to speak at Council Meetings again until they have apologized.

COMMITTEE REPORTS

There were no Committee Reports

Chadene Decker of 2711 Pleasant Grove said that she got more information about the 425 Agreement with Meridian Township out of the Newspaper than she was able to get from City Departments. She

CITY OFFICIAL & BOARD REPORTS

1. Letter from Internal Auditor Greg Koessel submitting Parks Millage Audit for FY 1997-98

REFERRED TO THE COMMITTEE ON WAYS AND MEANS

2. Letters from the Mayor re:

a. Appointment of Kris T. Nicholoff to the Parks and Recreation Board for an At-Large Term to Expire June 30, 2003

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

b. Transfer of Telecommunications Permit from Digicom Co., LLC to Millennium Digital Media

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

c. Transfer of Funds; Parks & Rec., City Council

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

d. Easement, 364 SE Jolly Rd.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

e. Sale of Property, 920 W. Lenawee

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

f. Administrative and Executive Transfers

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

g. Letter of Appreciation from Kathleen Caruso to the Forestry Department

RECEIVED AND PLACED ON FILE

h. Suspension item from Councilmember Allen; a Request for Appropriation of Community Use Funds from the Michigan Mile

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

I. Suspension item from Councilmember Allen; a Recommendation for the Appointment of Fredric Lee McLaughlin to the Historic District Commission for a Term to Expire June 30, 2002

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

3. From Councilmember Murphy; a letter from E.M. Chaliman of 2421 Dillingham Ave. regarding ongoing problems with fireworks

REFERRED TO THE MAYOR AND THE PUBLIC SAFETY COMMITTEE

4. From Councilmember Murphy; a Report from the NAACP Economic Development Committee

REFERRED TO THE COMMITTEE OF THE WHOLE

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. Letters from Christine Timmon of 335 E. St. Joseph regarding:

- Enforcement of the Noise Ordinance
- Inconsistencies in the City Charter
- Accusations against a City Activist
- Defense of Darryl Burgess
- Affidavit for Eligibility to Hold City Office

RECEIVED AND PLACED ON FILE

2. Z-1299; 1016 Shirley St., Petition for Rezoning from "A" Residential to "G-2" Wholesale District Filed by Dan C. Brown to allow for Development of a Parking Lot to serve an Existing Building in the Front of the Lot and to Conform to Existing Warehouse Use

REFERRED TO THE MAYOR AND THE PLANNING BOARD

3. Michigan Tax Tribunal Appeals filed by:

REFERRED TO THE CITY ATTORNEY

4. Letter from Belinda Fitzpatrick requesting a hearing in front of the General Services Committee with regard to the removal of items from her personal property

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

5. Letter from the Michigan Municipal League submitting notice of their Annual Meeting to be held in Grand Rapids October 6th through October 8, 1999

REFERRED TO THE MAYOR AND THE COMMITTEE OF THE WHOLE

6. Letter from Dolores Beyer of 1925 Hillcrest regarding her request for Closed Captioning of City Council Meetings

REFERRED TO THE CABLE AND TELECOMMUNICATIONS ADVISORY BOARD AND THE GENERAL SERVICES COMMITTEE

7. Letter from Waverly Community Schools submitting their 1999 Tax Rate Request and Millage Request Report

REFERRED TO THE CITY ASSESSOR

8. Letter from Frank Curtis "X" requesting that the City Purchase the former Rocky's Lounge located at 1600 S. MLI to be used as a Cultural Center for the Community

REFERRED TO THE MAYOR, THE COMMITTEE OF THE WHOLE AND THE PLANNING BOARD

9. Letter from Shawn & Angela Bouterse and Nancy Parsons regarding a proposed Animal Control Ordinance

REFERRED TO THE MAYOR, THE CITY ATTORNEY AND THE PUBLIC SAFETY COMMITTEE

MOTION OF EXCUSED ABSENCE

By Councilmember Murphy

Councilmember Murphy confirmed the regularly scheduled meeting of the Public Safety Committee this Wednesday, at 8:00 A.M. They will have the request for an animal control ordinance before them. He agreed with Councilmember Meyer's comments about the Art in the Park event. It was very successful, and they deserve congratulations. Regarding the comments made by Ms. Bethe a tonight, he suggested that Councilmembers hear and pay attention to inappropriate language and name calling. These Chambers are no different from than a Judges Chamber. There has to be a certain amount of respect and decorum present during public comment. People too often get attacked during public comment. If you have a legitimate argument for or against an issue, you do not need to the names of members of the public, nor of public officials into it. When people are being attacked, Councilmembers need to respond to it appropriately. No Judge would allow this sort of behavior, and Councilmembers should not allow it either. He hopes that from now on name calling will be absent from public comments

MAYOR'S EXECUTIVE ASSISTANT'S RESPONSE TO COMMENTS

Mr. Wiener said that on Wednesday July 21, at the Black Child and Family Institute at 6:30 P.M., there will be a meeting to receive input from residents on a proposal to convert three streets from One Way Streets to Two Way Streets, The streets being considered are Washtenaw, Ionia, and Shiawassee.

- A. CF Management
- B. Enprotech Mechanical Services

To excuse Councilmember Adado from tonight's proceedings

Carried Unanimously

COUNCILMEMBERS COMMENTS

Councilmember Bauer announced that the Committee on Intergovernmental Relations will meet Wednesday, after the Public Safety Committee Meeting, about 9:00 A.M., for a short meeting. She sent out a "Hello" to Megan, Trent and Anna Bauer, her nieces and nephew, here visiting from Colorado.

Councilmember Beal announced a Public Service Committee Meeting on Thursday at 2:00 or 3:00 P.M. She thanked Parks & Recreation Director Reickel for the clean up of Moores Park.

Councilmember Meyer reported attending the "Art in the Park" event this weekend in Ferris Park, hosted by the Downtown Neighborhood Association. He congratulated them on the excellence of this event. The food was wonderful, as were the exhibits by area artists.

Councilmember Allen reported a "situation" at the corner of Cedar St. and Redner, where the shrubs have grown up so high and bushy that they cover the "NO PARKING" sign. Cars are parking there all the time, because the sign is hidden from view by the bushes. She confirmed the regularly scheduled meeting of the General Services Committee this Thursday, at 1:00 P.M.

Councilmember Leeman asked Councilmember Bauer if the Hayford St. Clinic is on the agenda of the next Intergovernmental Relations Committee Meeting.

Councilmember Bauer responded that this item has not been referred to them as yet.

Councilmember Leeman asked that, when they receive this referral, please bring in Ingham County on the discussions and take expedient action.

Councilmember Bauer reported that this item is not on the agenda for Wednesday's meeting, however, they will be meeting again in the next two weeks, and they will add it to that agenda.

Councilmember Leeman said that too many of these types of meetings are held in the summer when people are on vacations, maybe we should wait until after Labor Day to hold these types of meetings.

Councilmember Bauer asked Mr. Wiener to check with the appropriate department to look into the landscaping that is required for Rite-Aid and Arbor Drugs drug stores. She wants us to do a better job of making their stores attractive. The stores that they put up in Lansing do not seem to look as nice as the stores they put up in other cities and townships, leading her to believe that our landscape and buffering requirements should be more stringent.

Councilmember Murphy said that the Public Safety Committee will take up the proposal to change the three streets from one-way to two-way streets after the meeting has been held. He has talked to residents in this area about the proposal, and we need to move ahead and begin this dialogue with residents.

ADJOURNED 755 P.M.
MARILYN SLADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF JULY 19, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: None

The Invocation and Pledge of Allegiance were led by Councilmember Adado

APPROVAL OF MINUTES

By Councilmember Allen

To approve the corrections to the printed Council Proceedings of June 10, 1999, and to approve the Printed Council Proceedings of June 28, 1999 and July 6, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Allen

To accept the following under suspension of the rules:

1. From Councilmember Allen; an application for Appropriation of Community Use Funds for Michigan Parades Into the 21st Century Parade

2. From Councilmember Adado; a Resolution Setting a Public Hearing for August 2, Councilmember Murphy announced a meeting of the West Town Redevelopment Association to be held at Grace Lutheran Church on Tuesday, July 20, 1999 at 5:00 P.M. The Church is located at 528 N. MLK. He announced a special meeting of the Traffic Division at the Black Child and Family Institute to consider the proposed changes to Ionia, Shiawassee and Washtenaw streets. The proposal is to convert these streets from one way streets to two way streets. This meeting will be held on Wednesday, July 21, 1999 at 6:30 P.M. On July 23, 1999, there will be a free "Wienie Roast" at Nandy House located on the grounds of the School for the Blind, sponsored by the Downtown Neighborhood Association, the Genesee Neighborhood Association, the Old Forest Neighborhood Association and the Lansing Neighborhood Council. He urged everyone to participate in all of these events. He corrected a report from the State Journal that said that the Lansing City Council is considering a proposed Animal Control Ordinance. Neither the City Council, nor any of its Standing Committees, currently have a animal control ordinance in front of them. They did receive a proposal for an ordinance from a citizen, and it was given to the City Attorney. The County is responsible for animal control and related issues, he suggested that people redirect their calls to Ingham County.

Mayor Hollister invited everyone to participate in the grand reopening and dedication of Groesbeck Golf Course's New Clubhouse, which is being named in honor of George Harlow, a longtime parks board member. This event will take place at 11:00 A.M. In-line skating will be offered at Gier Community Center this week, and the Concert in the Park is at George Town Park on Haag Rd. featuring J&J Sounds. Genice Rhodes Reed, Director of the Human Relations and Community Services Department has asked him to announce a Brown Bag Lunch Forum for the discussion of Her vision for her Department on Wednesday requested to contact the City Attorney's Office.

1999 to Consider the Sale of Property located on the Boys Training School Site to the Lansing School District

3. From Councilmember Adado; a Request that Item VIII B-1a, Resolution Amending the Appointment of Antonia Miernik to the Historic District Commission, be Pulled from the Agenda and Referred to the Committee on Development and Planning

4. From Councilmember Meyer; a Resolution Correcting Revenue Projections from LPD Forfeiture Fund and Operating Transfer -General Funds
Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Councilmember Allen announced a "Kids Race Against Drugs" event sponsored by the Neighborhood Youth Parent Prevention Partnership and K-Mart. Kids ages 7-12 are eligible to compete in the event. Enrollment is \$5.00 per child, and proceeds go to help fund NYPPP events. She urged everyone to participate. She reminded everyone that Rex Gillette's Birthday Picnic will be at Frances Park on July 25, 1999. There will be a lot of food and entertainment. Everyone is welcome, bring a dish to pass. Donations to cover the cost of the food are being accepted. She announced that the PSD is conducting a promotional event involving several downtown businesses. You can sign up to win cash and prizes.

at the South Side Police Precinct. Bring a sack lunch and join in this planning session. He announced that the City will sponsor family oriented kids things this weekend, many activities for kids will be featured.

Councilmember Allen announced the "Tea in the Garden" event this Sunday, July 25, 1999 at Cooley Gardens. This is a fun event with characters in costume, sponsored by the Michigan Women's Historical Commission.

Councilmember Benavides added his assurances to those of Councilmember Murphy, that Council is not considering an animal control ordinance at this time.

Councilmember Beal stated that there is a legitimate concern related to the irresponsibility of some pet owners. These concerns need to be directed to the County. The City, however, could do more in City Parks to help people have resources to help them clean up after their pets, like making bags for the disposal of animal waste available.

Councilmember Bauer said that in past investigations on animal control Councilmembers have found that there are ordinances on the books that deal with some of the issues that people are complaining about, like the public nuisance ordinances. But, the real problem, right now is people who are irresponsible in dealing with their pets.

Councilmember Allen added that Council looked at this issue two years ago via the Public Safety Committee. They found that the nuisance ordinances can deal with most of the problems generated by pets. If residents have a problem, they are

➤ Special Ceremonies

President Benavides, Mayor Hollister, Murdock Jemerson and Brett Kazynski presented Certificates of Appreciation to Hershey Track & Field Participants. This is an annual event sponsored by Hershey Foods, for kids between the ages of 9-14.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

a. In consideration of a Special Assessment for Public Improvement in the form of Reconstruction of Miller Rd. from Waverly Rd. to Pleasant Grove Rd; Special Assessment Roll #360 for P.S. #74067

There were no Speakers for this Public Hearing, however, City Clerk Slade announced receipt of a letter of protest from Berean Baptist Church of 6121 S. Waverly Rd.

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

b. In consideration of a Special Assessment for Public Improvement in the form of Willy Williams of 505 W. Lenawee said we have a new swimmer. He stated that Councilmembers were elected by the people as their chosen representatives. There is no need to print the amount of the appropriations in the agenda. At some point people need to trust their elected representatives to do the job they were elected to do.

LEGISLATIVE MATTERS
RESOLUTIONS

PULLED FROM THE AGENDA AT THE REQUEST OF COUNCILMEMBER ADADO & REFERRED TO THE COMMITTEE ON DEVELOPMENT & PLANNING

BY COUNCILMEMBER ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, on June 21, 1999, by Resolution #276, the City Council concurred in the Mayor's appointment of Antonia Miernik to the Lansing Historic District Commission; and

WHEREAS, the resolution mistakenly stated that the term of said appointment expires June 30, 2003, when the vacant position term actually expires June 30, 2002;

NOW, THEREFORE, BE IT RESOLVED that Resolution #276 of 1999 is hereby amended to show that the term of Antonia Miernik's appointment to the Lansing Historic District Commission expires June 30, 2002.

RESOLUTION #317
BY COUNCILMEMBER LOU ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Lansing City Council has previously established a Lansing Plant Rehabilitation District (LPR-198) on December 14th, 1998, on the property located at 600 Leshar Place and legally described as:

Lots 22 and 23 of Block 1, Assessor's Plat No. 7, Part of Section 15, City of Lansing, Michigan, T4N R2W, Parcel No. 330115-102-0314; and

WHEREAS, the City of Lansing received and filed an application from Neogen Corporation requesting an Industrial Facilities Exemption Certificate (IFT-3-99) for renovating and converting a historic building into a high-tech manufacturing facility, pursuant to Public Act 198 of 1974, as amended; and

WHEREAS, prior to acting upon this request, it is necessary to hold a public hearing
Carried Unanimously

Reconstruction of Jolly Rd. from 240 feet West of Oakbrook Dr. to Collins Rd; Special Assessment Roll #345 for P.S. #74025

Willy Williams of 505 W. Lenawee thanked Councilmembers for fixing the roads.

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

➤ Public Comment on Legislative Matters:

Tom Stanton of 216 Huron St., representing Great Lakes Renewable Energy Association, urged Councilmembers to adopt the resolution authorizing the appropriation of community promotions funds for their event. This Fair will be held at Riverfront Park on August 6-8. There are many other events taking place at the same time. He described their product, renewable energy cars. The Keynote Speaker for this event will be Allen Wiespan.

Gordon Wilson of 2304 Midwood said that he would like to have the amount of these community promotions and community use appropriations printed on the agenda.

on Neogen Corporation's application for an Industrial Facilities Exemption Certificate (IFT-3-99), to allow for any resident or taxpayer the right to appear and be heard;

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on the 16th day of August, 1999 at 7:00 p.m., and that the City Clerk cause to be published in a publication of general circulation, notice of the public hearing at least ten (10) days prior to when the hearing will be held, and that the City Clerk also cause the legislative body of each taxing unit levying ad valorem taxes on this property located within the established district, to be notified by certified mail of this application and the scheduled public hearing.

By Councilmember Adado

Carried Unanimously

RESOLUTION #318
BY COUNCILMEMBER LOU ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the City Council of the City of Lansing has received a request from Jet Engineering to establish a Lansing Industrial Development District (IDD-3-99), pursuant to Public Act 198 of 1974, as amended, on property described as follows:

Lot 1-Jet Place, Lot 2-Jet Place, Lot 6-Jet Place, Lansing, Michigan.

WHEREAS, prior to acting on this request, it is necessary to hold a public hearing on the proposed establishment of a Lansing Industrial Development District (IDD-3-99), to allow for any resident or taxpayer the right to appear and be heard;

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on the 16th day of August, 1999, at 7:00 p.m., and that the City Clerk cause to be published notice of such hearing in a publication of general circulation when all persons interested may attend and be heard and make any objection they may have to the proposed District, and that the City Clerk also cause the owners of real property within the proposed district to be notified by certified mail of the request and the scheduled public hearing.

By Councilmember Adado

RESOLUTION #319
BY THE COMMITTEE ON GENERAL SERVICES

**RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, Pet Support Services, Inc. has requested a resolution of recognition as a non-profit organization operating in the Lansing community for the purpose of obtaining a gaming license; and

WHEREAS, the City Attorney has reported that, based on a review of the documentation submitted, the applicant qualifies as a non-profit organization;

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby recognizes Pet Support Services, Inc. as a non-profit organization operating in the Lansing community.

By Councilmember Allen

Carried Unanimously

**RESOLUTION # 320
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
BY THE COMMITTEE ON GENERAL SERVICES**

WHEREAS, the City of Lansing, having adopted the Telecommunication Ordinance, Chapter 868 of the Code of Ordinance;

WHEREAS, Digicom Company applied and received a permit to construct and operate a telecommunication system in accordance with Chapter 868 of the Telecommunication Ordinance;

WHEREAS, Digicom Company has requested that its telecommunication permit be transferred to Millennium Digital Media pursuant to Chapter 868 of the Telecommunication Ordinance;

WHEREAS, the Public Service Department and the City Attorney's Office have reviewed the permit transfer application and have determined that the requirements of Chapter 868 have been met by Millennium Digital Media;

WHEREAS, Millennium Digital Media shall continue to uphold and maintain all provisions of Digicom Company's permit; and

NOW THEREFORE BE IT RESOLVED the Council approves the transfer of the
**BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, The Michigan Mile has requested \$1,000.00 in funding assistance to help underwrite the cost of the use of Oldsmobile Park on June 5, 1999 for its Michigan Mile for Kids; and

WHEREAS, the Committee on General Services reviewed and then voted to approve the request from The Michigan Mile on July 15, 1999; and

NOW THEREFORE BE IT RESOLVED, the Lansing City Council, hereby, approves the request from The Michigan Mile for \$1,000.00 to help underwrite the cost of its use of Oldsmobile Park on June 5, 1999 for its Michigan Mile for Kids; and

BE IT FURTHER RESOLVED the Mayor and the Finance Department process this request by charging \$1,000.00 of the rental of the Oldsmobile Park on June 5, 1999 by The Michigan Mile to the Community Use- Lansing Center/Stadium Account - 101-1739017412000; and

BE IT FINALLY RESOLVED that the Michigan Mile shall submit a written analysis of the Michigan Mile for Kids, including information regarding number of attendees, gross and net totals of the event, and a copy of their most recent tax return, a board member list, and a detail of their accounting to the Lansing City Council within 30 days

Digicom Company telecommunication permit to Millennium Digital Media.

By Councilmember Allen

To accept a substitute for the Resolution originally contained in the City Council Packet, and to place an affirmative roll on the substitute resolution

Carried Unanimously

**RESOLUTION # 321
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, Great Lakes Renewable Energy Association has requested \$300.00 in funding assistance to help underwrite the cost of the use of Riverfront Park on August 6-8, 1999 for its Renewable Energy Fair; and

WHEREAS, the Committee on General Services reviewed and then voted to approve the request from Great Lakes Renewable Energy Association on July 15, 1999; and

NOW THEREFORE BE IT RESOLVED, the Lansing City Council, hereby, approves the request from Great Lakes Renewable Energy Association for \$300.00 to help underwrite the cost of its use of Riverfront Park on August 6-8, 1999 for its Renewable Energy Fair; and

BE IT FURTHER RESOLVED the Mayor and the Finance Department process this request by charging \$300.00 of the rental of the Riverfront Park on August 6-8, 1999 by Great Lakes Renewable Energy Association to the Community Promotions Account - 101-1121017412890; and

BE IT FINALLY RESOLVED that the Great Lakes Renewable Energy Association shall submit a written analysis of the , including information regarding number of attendees, gross and net totals of the event, and a copy of their most recent tax return, a board member list, and a detail of their accounting to the Lansing City Council within 30 days after the event.

By Councilmember Allen

Carried Unanimously

RESOLUTION # 322
after the event.

By Councilmember Allen

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

NAYS: 1 (Councilmember Adado dissenting)

**RESOLUTION # 323
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, Maria Tello-Ponce, 3103 Aurelius Rd., appealed a trash violation to the General Services Committee on Thursday, July 15, 1999; and

WHEREAS, Maria Tello-Ponce sought to eliminate the special assessment on the December 1998 property tax bill from the actual cost of the contractor; and

WHEREAS, the General Services Committee heard the claim and voted to deny her claim for \$28650 and grant her a \$200 reduction in the special assessment on 3103 Aurelius Rd.;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies her claim for \$286.50 and grants her a \$200 reduction in the special assessment on Maria Tello Ponce involving 3103 Aurelius Rd;

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

By Councilmember Allen

Carried Unanimously

RESOLUTION #324
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Viol Trice, 627 N. Pennsylvania, appealed a trash violation to the General Services Committee on Thursday, July 15, 1999; and

WHEREAS, Viol Trice sought to eliminate the special assessment on the July 1998 property tax bill from the actual cost of the contractor; and

WHEREAS, Peckham Vocational Industries, 2525 N. Martin Luther King Blvd., appealed a trash violation to the General Services Committee on Thursday, July 15, 1999; and

WHEREAS, Peckham Vocational Industries sought to eliminate the \$105610 special assessment on the December 1998 property tax bill from the actual cost of the contractor; and

WHEREAS, the General Services Committee heard the claim and voted to grant the claim involving 2525 N. Martin Luther King Blvd;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby grants the claim of Peckham Vocational Industries involving 2525 N. Martin Luther King Blvd. and grants a ~~\$3,065.10~~ \$1,056.10 reduction in the special assessment;

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

By Councilmember Allen

To accept a friendly amendment proposed by Councilmember Adado to correct the amount in the third paragraph from \$1,065.10 to \$1,056.10, and to place an affirmative roll on the resolution as amended

Carried Unanimously

RESOLUTION #326
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Ola Mae Bums, 0000 Tulip, appealed a trash violation to the General Services Committee on Thursday, July 15, 1999; and

WHEREAS, Ola Mae Bums sought to eliminate the special assessment on the July 1998 property tax bill from the actual cost of the contractor; and

WHEREAS, the General Services Committee heard the claim and voted to deny her claim for \$2,844.80 and grants her a \$1,522.40 reduction in the special assessment on 0000 Tulip;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies the claim of Ola Mae Bums involving 0000 Tulip and grants a \$1,522.40 reduction in the

WHEREAS, the General Services Committee heard the claim and voted to deny his claim for \$318.00 and grants him a \$283.00 reduction in the special assessment on 627 N. Pennsylvania;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies the claim of Viol Trice involving 627 N. Pennsylvania and grants a \$283.00 reduction in the special assessment;

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

By Councilmember Allen

Carried Unanimously

RESOLUTION #325
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

special assessment;

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

By Councilmember Allen

Carried Unanimously

RESOLUTION #327
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Brahm Price, 4000 Burchfield, appealed a trash violation and reimbursement of \$4,780.00 for items taken to the General Services Committee on Thursday, July 15, 1999; and

WHEREAS, the General Services Committee heard the claim and voted to deny the claim of Brahm Price;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies the claim Brahm Price involving 4000 Burchfield for \$4,780.00;

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

By Councilmember Allen

Carried Unanimously

RESOLUTION #328
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Robert L. and Betty Varney, 1033 East Grand River, appealed a special assessment for a board up of 1033 East Grand River to the General Services Committee on Thursday, July 15, 1999; and

WHEREAS, Robert L. and Betty Varney sought to eliminate the special assessment on their July 1998 property tax bill from the actual cost of the contractor; and

WHEREAS, the General Services Committee heard the claim and voted to deny her

THEIR claim for \$281.05 and grants her a \$200 reduction in the special assessment on Robert L. and Betty Varney;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies their BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

By Councilmember Allen

To accept a friendly amendment proposed by Councilmember Adado to correct the resolution in the third paragraph to delete the word "her" in the first and second line, and, to replace the word "her" with the word "THEIR" in the first line, and to place an affirmative roll on the resolution as amended

Carried Unanimously

RESOLUTION #329
BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has appointed Kris T. Nicholoff, 2011 W. Oakland Ave., to the Parks Board; and

WHEREAS, the Committee on Public Service concurs with the appointment of Kris T. Nicholoff;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the appointment of Kris T. Nicholoff to the Parks Board for a term to expire June 30, 2003

By Councilmember Beal

Carried Unanimously

RESOLUTION #330
BY COUNCILMAN ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
PUBLIC HEARING ON SALE OF A
10.384 ACRE PARCEL OF PROPERTY
LOCATED ON THE BOYS TRAINING SCHOOL SITE TO
THE LANSING SCHOOL DISTRICT

WHEREAS, pursuant to Resolution #024, adopted by the City Council February 1, 1999, the City has acquired a 35 acre parcel of property known as the Boys Training School ("BTS") Site for the purpose of developing the property pursuant to the Boys Training School Site Planning and Development Study ("Plan"); and was introduced by Councilmember Adado, read a first and second time by its title and referred to the Committee on Development and Planning

RESOLUTION #331
BY COUNCILMEMBER ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, August 9, 1999, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of opposing and/or approving the proposed Zoning Map Amendment Z-9-99, 303 W. Kalamazoo Street, "E-1" Apartment Shop, "E-2" Local Shopping, "G-1" Business and "J" Parking Districts to "G-1" Business and "J" Parking Districts

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer,

claim for \$281.05 and grants a \$200 reduction in the special assessment on Robert L. and Betty Varney involving 1033 East Grand River;

WHEREAS, pursuant to Resolution #377, adopted by City Council August 1, 1998, once the City acquires the property from the State of Michigan, the West 10384 acre parcel of the BTS Site located east of North Pennsylvania Avenue and south of Orchard Court is to be sold to the Lansing School District for the sum of \$1.00 for the purpose of facilitating the development of athletic fields pursuant to the Plan, and according to specifications and a time frame to be established in an agreement to be worked out between the Lansing School District and Sparrow Health Systems; and

WHEREAS, the City has acquired the property from the State and the Lansing School District has signed a purchase agreement which stipulates the terms of the sale and provides for the transfer of property from the City to the School District; and

WHEREAS, in accordance with the Lansing City Charter, Article 8, Chapter 4, and Section 208.08 of the Lansing Code of Ordinances, the offer must be placed on file in the Office of the City Clerk for a thirty (30) day period, and a Public Hearing on the proposed sale of the property held before the City Council subsequent to that time; and

WHEREAS, the offer was placed on file in the City Clerk's Office on Thursday June 28, 1999;

NOW, THEREFORE, BE IT RESOLVED, that a Public Hearing shall be held on Monday, August 2, 1999, to consider the sale of a 10.384 acre parcel of property located on the west side of the BTS Site legally described in Attachment A in the Offer to Purchase and Contract of Sale between the City of Lansing and the Lansing School District placed on file with the Lansing City Clerk June 28, 1999.

By Councilmember Adado

Carried Unanimously

ORDINANCES FOR INTRODUCTION

INTRODUCTION OF ORDINANCES

The following ordinance of the City of Lansing, Michigan, providing that the Code of ordinances be amended by providing for the rezoning of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the Code for:

Z-9-99, 303 W. Kalamazoo Street, "E-1" Apartment Shop, "E-2" Local Shopping, "G-1" Business and "J" Parking Districts to "G-1" Business and "J" Parking Districts

Murphy

NAYS: None

ABSENT: None

ORDINANCES FOR PASSAGE

There were no Ordinances for Passage

OTHER BUSINESS

➤ Public Comment on City Related Matters

Rev. J. A. West of 644 W. Saginaw made several ethnic and profane comments and was called to order by President Benavides

Clyde Smith of 2244 Tecumseh River Dr. said that there is a bad pet problem in

Lansing. People who own pets and do not take responsibility for them are the problem. There is a dog in his neighborhood who is allowed to run free. This is 1999, not 1930. It is the responsibility of every councilmember to protect the sanctity of the open forum of free speech. Can speakers be held liable when they express their opinions during open forum meetings? When people have issues, the issue is supposed to be bigger than individual personalities. Issues do not get set aside in favor of shielding a person from being picked on. He advocated the use of camcorders on police cars, so that we can solve the problems of complaints against police officers. He stated that a little known fact is that 2,000,000 cats and dogs are killed annually and their pelts are used to line gloves and hats.

William Hubbell of 3916 Wedgewood announced that tonight is his 52nd Birthday. He is here to remind voters that President Benavides voted to sustain Mayor Hollister veto of the abolition of the Storm Water Enterprise Fund Ordinance.

Willy Williams of 505 W. Lenawee said that the Lansing Chess Club have lost their 16 year home in the basement of the bank. They need a new place to meet. Anyone with ideas or suggestions can call 646-6142. He urged residents of the Third Ward to reelect Councilmember Benavides. He urged the people at S. Washington Apartments, who have trouble voting, to contact Ernes.

Belinda Fitzpatrick said that it is good to see that Councilmembers believe in establishing a balance for pet owners. She opposes the proposed attempt to limit the Charlene Decker of 2711 Pleasant Grove Rd. corrected a misstatement that she made at last week's meeting. She advocates the adoption of a wetlands ordinance to protect the wetlands in the area defined by the PA 425 Agreement with Meridian Township. Don't worry about cats and dogs, take care of the wetlands. The City does not need an animal control ordinance that we cannot enforce. Ingham County Animal Control does a fine job. If you have a problem with a cat or a dog, call them. She agrees that we need more detail about claims, appropriations and transfer of funds on the agenda. There are many controls for civility in place already. These Chambers are not a jury situation. We do not need more laws controlling what can be said here.

Gordon Wilson of 2304 Midwood stated that he is not a member of CBL. He does not think that all of the criticisms about them are just, but he is not a member of that organization. He does not think that people should be able to tell lies about other people at the podium. He has friends in that organization, but he does not belong to it.

By Councilmember Adado

That Council President Benavides allot Mr. Buckley three minutes of speaking time, even though he did not sign the registration sheet.

Carried Unanimously

William Buckley, no address given, said that he used to clean up the sign trash off of the City's utility poles, but he quit two years ago. Councilmember Leeman is trying to clean it up now. Meridian Township is cleaning their sign trash up. The County allows home owners to have 4 dogs. The law that the Council is considering is draconian, He urges them not to adopt it.

COMMITTEE REPORTS

RESOLUTION #332 REPORT OF COMMITTEE

THE PUBLIC SERVICES COMMITTEE, to whom was referred the request by the Friends of Bancroft Park to set aside funds for play equipment for Bancroft Park

REPORTS AS FOLLOWS: The Committee decided that the request from the Friends of Bancroft Park for funds for new play equipment for Bancroft Park would be appropriate as a priority for Community Development Block Grant funding for next year. The Committee also requested the Parks and Recreation Department to work with the Friends of Bancroft Park to determine the appropriate equipment and its

number of dogs that can belong to one house, because it will put animals to death. She believes that cats should be allowed to roam free, because they provide rodent control. She does not support the City of Lansing providing money to pay for the infrastructure construction in the area defined by the PA 425 Agreement with Meridian Township.

G.H. Sumuad of 4534 Okemos Rd. said that he owns a 5+ acre parcel of property on Miller Rd. that contains 2 houses. He protested the special assessment for Miller Rd. reconstruction.

Frank Curtis "X," no address given, said that he has paid plenty of taxes in this town, and he wants to know what the City is going to do about his project. The only place they have left is the ELKS. They need a meeting place for the kids on the south end.

Russell Terry of 121E. Mt. Hope said that on July 2, 1999, he was pulled over by a police officer because of a small crack in his windshield. A lot of people in Lansing are too poor to fix these types of problems. We need more people in public office that are on the side of the poor. He thanked Darryl Burgess for allowing the three candidates who ran for Mayor three years ago to have their say on his TV Show so that the people of Lansing could see them. Governments are not making this world a desirable place to live in, because we have dumb governments making dumb decisions.

location within the park

Signed: Ellen Beal, Chairperson
Sandy Allen
Tony Benavides

BY COUNCILMEMBER BEAL

That the Report of the Committee be received.

CARRIED UNANIMOUSLY

July 19, 1999

CITY OFFICERS' REPORTS

1. Letter from the City Clerk submitting Licenses and Bonds for Referral; Transfer of Stock in Class C Liquor License for Lansing Hotel Management Co. of 3121E. Grand River

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

2. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

3. Letter from the City Clerk requesting Council's Appointment to two Vacancies on the Ethics Board

REFERRED TO THE COMMITTEE OF THE WHOLE

4. Letter from the City Clerk regarding a request from Eaton County for a Resolution from City Council Approving their Solid Waste Management Plan

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

5. Letter from the City Attorney re: Joseph M. Burt City of Lansing

REFERRED TO THE COMMITTEE OF THE WHOLE

6. Letters from the Mayor re:

a. Public Improvement III; 1999 Sidewalk Repair

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- c. Public Improvement IV; Miller Rd. from Waverly Rd. to Pleasant Grove Rd.

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- d. Michigan Water Environment Association Award in Recognition of the Public Service Department Wastewater Division and Jimmy Spangler

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- e. Z-09-99; 303 W. Kalamazoo

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. SLU-10-99; 231237 S. Washington Square, Special Land Use Petition filed by Samuel & Susan Mallory to allow for Construction of a 13 Space Parking Area on Vacant Property to serve Professional Offices at 107 E. Washtenaw

REFERRED TO THE MAYOR AND THE PLANNING BOARD

2. Letter from Ingham County Clerk submitting 1999 Tax Rate Request Form

REFERRED TO THE CITY ASSESSOR

3. Notice from the State of Michigan Department of Environmental Quality of application for a permit for construction in the Flood Plain of the Grand River filed by the City of Lansing Parks & Recreation Department for Construction of the Extension of the Riverwalk

REFERRED TO THE MAYOR, THE PARKS BOARD, AND THE PUBLIC SERVICE DEPARTMENT

Councilmember Bauer reminded everyone that Council approved a position that would deal with the sign trash issue in the budget process. They specifically stated that this person would actually be out taking these signs down. She asked residents to make sure that they take down their yard sale signs. She reported attending a performance of a German Ballet Troup that toured Lansing as part of a concert series. The entire setting at Moores Park was beautiful. She encouraged residents to participate in this event.

MAYOR'S EXECUTIVE ASSISTANT'S RESPONSE TO COMMENTS

Mr. Wiener reported talking to Frank Curtis "X" about improving services that are provided by the City. Mr. Curtis wants the City to buy a whole new building for use as a cultural center. Recognizing that the City may not be able to do that, we can certainly commit to making an effort to improve the services that already exist.

Councilmember Allen requested that she be included in any meetings that are held on this issue.

Councilmember Adado asked Mr. Wiener to look into a situation with a traffic light. As you are traveling south on Pennsylvania Ave. near Saginaw, the traffic light is still phasing, even though Saginaw Street is completely blocked off past Pennsylvania.

- b. Public Improvement IV; Jolly Rd. from Collins Rd. to Pinetree Rd.

4. Petition signed by 15 Residents of Roberts Lane requesting the Installation of No Parking Signs on the Westside of Roberts Lane from Mt. Hope Ave. to Riley St.

REFERRED TO THE MAYOR AND THE TRAFFIC BOARD AND THE COMMITTEE ON PUBLIC SAFETY

5. Notice from the State of Michigan of Approval of a Request for Temporary Permit for Outdoor Service issued to Volume Services, Inc. at Oldsmobile Park, 505 E. Michigan Ave. for an event to be held July 17, 1999

RECEIVED AND PLACED ON FILE

6. Letter from Kathleen Miles of 1128 Woodbine stating her support for a City of Lansing Animal Control Ordinance

RECEIVED AND PLACED ON FILE

7. Letter from Mitchell M. Skory of 1906 E. Miller Rd. regarding a business loss He has suffered as a result of Road construction on Oakland and Cleveland Streets

REFERRED TO THE MAYOR AND THE PUBLIC SERVICE COMMITTEE

8. Letter from Margaret Costigan of 2111 Groesbeck Ave. protesting traffic diversion methods that are part of the Traffic Calming Project

REFERRED TO THE MAYOR, THE TRAFFIC BOARD, AND THE PUBLIC SAFETY COMMITTEE

9. Claim of Weston A. Chorak of 2826 Hillcrest

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

10. Letter from Leonard & Ardis Taylor requesting refund of all monies they have paid to the Stormwater Enterprise Fund

REFERRED TO THE MAYOR AND THE PUBLIC SERVICE DEPARTMENT

COUNCILMEMBERS COMMENTS

ADJOURNED 9:00 PM
MARLYNN SLADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF JULY 26, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: None

The Invocation and Pledge of Allegiance were led by Councilmember Murphy who called for a moment of silence preceding the Invocation in memory of Elder Larry Trice, Sr., whose funeral services were held today.

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of July 12th and July 19th, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Adado

To accept the following under suspension of the rules:

1. From Councilmember Adado; a Resolution correcting the Term Expiration of Antonia Miernik's appointment to the Historic District Commission
2. From Councilmember Allen; a Request for Appropriation of Community Promotions Funds from the 1999 Car Capital Celebration
3. From Councilmember Beal; a Resolution for Public Improvement III, Setting a Public Hearing for August 9, 1999 in Consideration of a Special Assessment for 1999 Sidewalk Repair

Brent Titus of 313 S. Washington, Representing Rush Equipment, said that He is accompanied tonight by the Property and Business Owners of this property. They have agreed to comply with the requests of the neighborhood and the Planning Department Staff, who have recommended that this be accomplished in two stages. They have submitted a site plan, which has not yet received final approval from the Planning Staff. The front 50 feet of this property will be vacant land. The proposed use of the property is consistent with the neighboring uses and is consistent with the City of Lansing Comprehensive Plan for this area.

Jerry Van DeBuse of AIS Construction Company, stated his support for this request.

Councilmember Adado announced that this issue will be taken up by the Development and Planning Committee at their meeting next week.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

2. In consideration of an Amendment to Chapter 288, Section 288.07 for the Purpose of Revising the Qualifications Required for the Position of Fire Chief

Sharon Bomaritto, Personnel Director for the City of Lansing, said that they are
THE CITY OF LANSING

4. From Councilmember Allen; a request for Appropriation of Community Promotions Funds for Team Michigan USA

5. From Councilmember Meyer; a Resolution Authorizing Grant Acceptance for ADAPT, Assault and Domestic Alternative Program Turnaround

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Councilmember Allen announced that this week the Concert in the Park will be held on July 28, 1999, at Oak Park, featuring "Second Opinion".

Councilmember Leeman announced that Tuesday, July 27, 1999 from 5:30 to 6:30 is the Dedication of the Gier Community Center, in honor of Verna Osanich, who for many years served as a member of City Boards. They are renaming the Gier Park Concession Stand in her honor.

➤ Special Ceremonies

There were no Special Ceremonies

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

1. In consideration of SLU-04-99; 3940 N. Grand River Ave., Special Land Use Request filed by Rush Equipment Centers of Michigan, Inc. to Allow Them to Utilize the Southwestern Portion of Their Property for the Display and Sale of Heavy Machinery and Equipment

recommending these changes to bring the requirements for Fire Chief in line with the requirements for other Department Head positions, which require a bachelor's degree.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

➤ Public Comment on Legislative Matters:

Willy Williams of 505 W. Lenawee said that he is concerned about the loss of population that occurs when residential property is rezoned for commercial use. He urged Council to make sure that the City does not loose residents because of rezonings.

LEGISLATIVE MATTERS
RESOLUTIONS

RESOLUTION #333
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF

WHEREAS, the Mayor has appointed Fredric Lee McLaughlin, 222 W. Kalamazoo Apt. 37, to the Historic District Commission as the Architect representative; and

WHEREAS, the Committee on Development and Planning concurs with the appointment of Fredric Lee McLaughlin;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the appointment of Fredric Lee McLaughlin to the Historic District Commission as the Architect representative for a term to expire June 30, 2002.

By Councilmember Adado

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

NAYS: 1 (Councilmember Beal Dissenting)

RESOLUTION #334

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has re-appointed Patricia Cook, 316 North Capitol, to the Principal Shopping District as the City of Lansing Representative; and

WHEREAS, the Committee on Development and Planning concurs with the WHEREAS, it is necessary to purchase a permanent street easement approximately six (6) foot in width and one hundred thirty three (133) feet in length, and a temporary construction easement of one (1) year duration from the property owner to allow the street improvements to be constructed and maintained; and

WHEREAS, the MARS PF has signed a purchase offer to sell the easements to the City for the sum of \$4,700.00, the fair market value of the easements as established in an independent appraisal completed on behalf of the City, and has agreed to sign an easement Agreement conveying the easements to the City; and

WHEREAS, it is necessary for the City Council to approve the acquisition of the easements,

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby authorizes the acquisition of a permanent public street right of way and utility easement and temporary construction easement on the property located at 3645 E. Jolly Road owned by the Michigan Association of Retired School Personnel Foundation, which easements are legally described as:

The South 39 feet of the following: Commencing at the intersection of the West 1/8 Line and the South line of Section 6, T4N, R2W, Lansing Township, now the City of Lansing, Ingham County, Michigan, thence north 333 feet, thence West 183 feet, thence South 333 feet to said South Line, thence East 183 feet to the place of beginning.

for the purchase price of \$4,700.00 on the condition that the owner has insurable marketable title to the property.

BE IT FURTHER RESOLVED that the City Council waives an environmental review of the site.

BE IT FINALLY RESOLVED the Mayor is authorized to sign and execute all necessary documents to effectuate the aforesaid transaction including said easements, subject to their prior approval as to form by the City Attorney.

By Councilmember Adado

Carried Unanimously

RESOLUTION #335

reappointment of Patricia Cook;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the reappointment of Patricia Cook to the Principal Shopping District as the City of Lansing Representative for a term to expire June 30, 2003.

By Councilmember Adado

Carried Unanimously

RESOLUTION #335

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
ACQUISITION OF EASEMENT AT
3645 E. JOLLY ROAD
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the City of Lansing is engaged in improving the street right of way on E. Jolly Road; and

WHEREAS, part of the street improvements would be located on private property located at 3645 E. Jolly Road owned by the Michigan Association of Retired School Personnel Foundation (MARS PF); and

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
SALE OF PROPERTY LOCATED AT
920 W. LENAWEE STREET
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, pursuant to the Seven Block Area Development Plan, as amended, the City has acquired the property located at 920 W. Lenawee Street; and

WHEREAS, the property has been acquired for the purpose of rehabilitating the structure as a single family unit for sale to an income eligible household as part of the revitalization plan for the Seven Block Neighborhood; and

WHEREAS, it has been proposed and supported by the Administration that the property be sold for a nominal sum of \$1.00 plus all closing costs to the Greater Lansing Housing Coalition, a nonprofit housing development corporation, provided the GLHC enter into an agreement with the City to undertake the rehabilitation and sale of the property under the City's Rehabilitation/Purchase Program;

NOW THEREFORE BE IT RESOLVED, that the City of Lansing hereby authorizes the sale of the property described as:

Lot 17, Block 9, Bush, Butler & Sparrow's Addition, City of Lansing, Ingham County, Michigan, according to the recorded plat thereof as recorded in Liber 51 of Deeds, Page 392, Ingham County records.

to the Greater Lansing Housing Coalition, for the sum of one dollar (\$1.00) plus all closing costs.

BE IT FURTHER RESOLVED, that the sale of the property be subject to the execution of an agreement between the City and the Greater Lansing Housing Coalition stipulating that the property shall be rehabilitated as a single family unit under the City's Rehabilitation/Purchase Program, and shall be sold to an income eligible household that will reside in the home as owner/occupant.

BE IT FINALLY RESOLVED, that the Mayor, on behalf of the City, is hereby authorized to sign and execute all necessary documents to effectuate the sale and transfer of the property, subject to prior approval as to form by the City Attorney.

By Councilmember Adado

Carried Unanimously

BY COMMITTEE ON DEVELOPMENT AND PLANNING

Act 699, 621623E. Michigan Avenue,

Outdoor Seating in Right-of-Way

WHEREAS, Kris Elliott, 621 E. Michigan Avenue, requests permission to provide outdoor seating in the Michigan Avenue right of way in front of the restaurant at 621-623 E. Michigan Avenue; and

WHEREAS, the proposed occupancy of the seating area is be a maximum 25 people, and the seating area will be open between 11:00 a.m. - 2:00 a.m.; and

WHEREAS, the proposed wrought iron perimeter would be 42" high and 23.5' long, would extend 9 ft. from the building, would be semipermanent, to be removed seasonally, and the area would be well lighted; and

WHEREAS, on June 15, 1999 the Planning Board reviewed the request through its Act 285 procedures, and found based on testimony and evidence that:

- considering the lot area and sidewalk width, the application of the Downtown Mall and Environs criteria in this case is reasonable,
- these criteria establish 5' as the minimum width for an unobstructed walkway outside of Washington Mall is five feet, which is the minimum appropriate width wheelchair users and the vision impaired,
- this seating will cause no serious conflicts with the streetscape, the proposed seating may cause problems for the vision impaired, which can be mitigated by sufficient lighting and the perimeter fence,
- the seating and fence could be removed if tree maintenance or construction needs to take place at this location; and

WHEREAS, on June 15, 1999, the Planning Board unanimously (7-0) recommended approval of Act 699, to allow seasonal outdoor seating with the ROW directly in front of 621-623 E. Michigan Avenue by annual permit, in accordance with Section V B 2&3 of the Downtown Mall and Environs procedures, with conditions; and

WHEREAS, no one spoke in opposition to this proposal at the May 18, 1999 public hearing or at the June 15, 1999 Planning Board meeting; and

WHEREAS, the Committee on Development and Planning reviewed the report and recommendation of the Planning Board, and concurs therewith;

RESOLUTION #338

BY THE COMMITTEE ON WAYS AND MEANS

RESOLVED BY THE CITY COUNCIL OF

THE CITY OF LANSING

That the following FY1999 transfers be approved;

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$25	Est. Rev General Fund 101.0.170001.0	Misc & Oper. K-9 101.343251.7 41013.0

(Donation from Ron Springer for the K-9 program, memorial service and burial expenses for Sabre. Revenue detail account 101.0675000.0)

RESOLUTION #337

NOW, THEREFORE BE IT RESOLVED the Lansing City Council hereby approves Act 699, the request by Kris Elliott, 621 E. Michigan Avenue, to allow seasonal outdoor seating with the ROW directly in front of 621-623 E. Michigan Avenue by annual permit, in accordance with Section V B 2&3 of the Downtown Mall and Environs procedures, provided:

1. the railings may not be permanently fixed in the sidewalk,
2. all railings, seats tables, flower arrangements, etc. must be removed entirely from the right of way during the off season, and for construction and/or tree maintenance at the subject location,
3. seating area shall be well lighted, and shall open no earlier than 11:00 a.m. and no later than 2:00 a.m.,
4. a minimum of five feet of clear unobstructed walkway be maintained for pedestrian travel along the sidewalk between public fixtures and private amenities.

BE IT FINALLY RESOLVED, that the administration, on behalf of the City, is authorized to sign and execute all documents necessary to effectuate the aforementioned transaction, subject to their prior approval as to form by the City Attorney.

By Councilmember Adado

Carried Unanimously

PULLED AT THE REQUEST OF COUNCILMEMBER ADADO & REFERRED TO THE COMMITTEE ON DEVELOPMENT & PLANNING

BY COUNCILMEMBER ADADO

**RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, on June 21, 1999, by Resolution #276, the City Council concurred in the Mayor's appointment of Antonia Miernik to the Lansing Historic District Commission; and

WHEREAS, the resolution mistakenly stated that the term of said appointment expires June 30, 2003, when the vacant position term actually expires June 30, 2002;

NOW, THEREFORE, BE IT RESOLVED that Resolution #276 of 1999 is hereby amended to show that the term of Antonia Miernik's appointment to the Lansing Historic District Commission expires June 30, 2002.

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$1,000	Park Millage-Debris Play Structure 412.933890.974200.04 6050	
\$49,000	Pavement Repairs 412.933890.974000.04 6058	
\$50,000		PPZ Education Plaza 412.933890.975000.0438-53
\$75,000	Estimated Revenue Infrastructure 410.0.170001.0	Zoo Educational Plaza 410.933890.975000.43853

(Funds raised by the Zoo Society for construction of the Zoo Entrance/Education Plaza. Additional \$75,000 donation for share of change orders received 6/22/99. Revenue detail account 410.0675000.0. Balance of \$125,000 estimated total cost of change orders appropriated from Park Millage residuals.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$17	Estimated Revenue-General Fund 101.0.170001.0	Fire Department Donations and Contributions 101.343501.741880.0

(Donation from Bernice Gotschalk and Jeane DeWitt: Revenue detail account 101.0.675000.0 Account included for carry forward into FY 2000)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$100,000	Fund Balance-General Fund 101.0.390001.0	General Fund Fringe Benefits 101.173901.715000.0
\$100,000	Est. Rev.-Workers Comp. 765.0.170001.0	Citizens 765.174170.741700.0

(Accounting rules provide for payment of judgement in FY 99 rather than FY 2000, as planned. Revenue detail account 765.0.620000.0)

BE IT FURTHER RESOLVED that the adopted carry-forward for the Workers Compensation Claims account is rescinded.

By Councilmember Meyer

Carried Unanimously

RESOLUTION #339
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$100,000	Workers Comp. Claims 765.174170.741700.0	Estimated Revenue 765.0.170001.0
\$100,000	Gen. Admin. Fringe Benefits 101.173901.715000.0	General Fund Fund Balance 101.0.390001.0

(Return of funding for judgement to be paid in FY 99. Revenue detail account 765.0.620000.0)

By Councilmember Meyer

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

NAYS: 1 (Councilmember Adado Dissenting)

RESOLUTION #340
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, grant funds in the total amount of \$14,648 have been made available through the U.S. Department of Justice office of Community Policing Services, for the purpose of improvements to the Law Enforcement Management System equipment to make it both Y2K compliant and more responsive to network requirements of distributed Lansing Police Department operations; and

That the following FY 2000 transfers be approved;

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$600,000	Park Millage Contingency 412.933890.992000.0	
\$10,000		Bald Courts-Kellogg Memorial 412.933890.974000.013017
\$45,000		Riverail-Clippert/Harrison 412.933890.974000.046086
\$125,000		PPZ Education Plaza 412.933890.974000.043853
\$100,000		Foster Center Repairs 412.933890.975000.046066
\$46,000		Gier Center Repairs 412.933890.975000.046082
\$150,000		Playground Equipment 412.933890.977000.046049
\$124,000		Washington Street Compressor 412.933890.974000.046099

(Implementation of Council Resolution of 6/26/99 regarding distribution of funds formerly appropriated for Boys and Girls Club.)

WHEREAS, there are no matching funds required; and

WHEREAS, the Mayor has recommended acceptance of the grant;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council approves acceptance of the COPS MORE 99 Award in the amount of \$14,648 for improved technology; and

BE IT FINALLY RESOLVED, that the City Council hereby authorizes the Administration to accept the grant and to administratively transfer funds in order to create appropriate accounts within the Federal and State Programs Fund for the expenditure and control of the balance of the grant funds.

By Councilmember Meyer

Carried Unanimously

RESOLUTION #341
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the U.S. Justice Department, Office of Community Oriented Policing Services (COPS), is offering a new grant program called School-Based Partnerships 99, programs to improve school safety by reducing school-related crime; and

WHEREAS, the Lansing program will be partnered with Everett High School to address persistent school-related crime problems; and

WHEREAS, part of the focus will be on analysis of the problems, in order to help develop effective responses and prevention and intervention efforts; and

WHEREAS, the grant will cover the 1999-2000 school year and requires no local

match;

NOW, THEREFORE, BE IT RESOLVED, that the City Council approves the application and award of this one-time grant, for approximately \$145,000 (grant maximum is \$150,000); and

BE IT FINALLY RESOLVED, that the Administration is authorized to create appropriate accounts and to make the necessary operating transfers for the expenditure and control of the balance of the grant funds.

By Councilmember Meyer

WHEREAS, Telecommunications and Information Infrastructure Assistance Program federal funds of \$400,276 have been awarded (grant award 426-60-98011) by the National Telecommunications and Information Administration, U.S. Department of Commerce, for technology improvements to Lansing Police Department operation and for Lansing community networking; and

WHEREAS, the new grant project identified as In Touch With Greater Lansing is available for a two (2) year period ending September 30, 2000; and

WHEREAS, the In Touch project totals \$1,078,452 and requires local match of \$678,176, which is available from the Lansing Police Department (\$160,200), Human Relations & Community Services Department (\$31,927), and Management Services Department (\$486,049); and

WHEREAS, the In Touch project is comprised of three (3) technology parts: an information referral database available on the Internet, e-mail linking residents to LPD problem solving teams and other community service providers, and GIS interactive mapping showing crime and housing data and other information specific to the neighborhoods; and

WHEREAS, public access to the In Touch system will be available at five (5) kiosks, police buildings, network centers Lansing Housing Commission, school buildings, library buildings, neighborhood association offices, and the Lansing City Hall; and WHEREAS, the Mayor has recommended acceptance of the grant;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council approves acceptance of Federal grant funds in the amount of \$400,276 for advanced technology improvements and agrees to provide local matching funds in the amount of \$678,176; and

BE IT FINALLY RESOLVED, the Administration is given administration transfer authority to create appropriate accounts and to make necessary transfers for the administration of the grant or as approved by the grantor.

By Councilmember Meyer

Carried Unanimously

RESOLUTION #343
BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
PUBLIC IMPROVEMENT III

BE IT FINALLY RESOLVED, that pursuant to the requirement of 1962 PA 162, as amended, MCL 211.741, et seq.; MSA 535.34(1), et seq., appearance and protest at the hearing in the special assessment proceedings is required in order to appeal the amount of the special assessment to the State Tax Tribunal. An owner or party in interest, or his or her agent may appear in person at the hearing to protest the special assessment, or shall be permitted to file his or her appearance or protest by letter and his or her personal appearance shall not be required.

I hereby certify that funds are available for the City of Lansing's share of said project in accounts #410-933690-974200-13071 and 404933602-974200-04228.

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

NAYS: 1 (Councilmember Murphy dissenting)

RESOLUTION #342
BY THE COMMITTEE ONWAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, pursuant to the resolution adopted by this council on May 10, 1999, the City Assessor has completed the assessment roll for sidewalks and furnished the following information:

PROJECT TITLE:

1999 Sidewalk Repair Contract A, P.S. #01051

PROPERTIES BENEFITED:

The area bounded by Grand River Avenue, Tecumseh River Road, and Edgebrook Drive. Also the area bounded by Willow Street, Pine Street, Saginaw Street, and Martin Luther King Jr. Boulevard. Excepting all public streets and alleys and other land deemed not benefited.

COST OF IMPROVEMENTS:

ASSESSMENT ROLL NO.	CITY CONTRIBUTION	ASSESSABLE PROPERTY OWNER
861		
SIDEWALK REPAIRS	\$41,952.41	77,181.24
TOTAL COSTS	\$41,952.41	77,181.24

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council will hold a public hearing on Monday, August 9, 1999, at 7:00PM, in the Council Chambers, to review, prior to confirmation, said assessment roll; and

BE IT FURTHER RESOLVED that the City Clerk and the Public Service Director are hereby requested to give due notice of this public hearing as provided by Chapter 1020, Section 1026.06(c)(1), of the Code of Ordinances by publishing a notice of a public hearing in a daily newspaper of the City, not more than twenty days and not less than ten days before such public hearing. Said notice shall include the time and place of the hearing; a description of the section or area of the City determined by Council to be within the assessment district as contained in the special assessment roll; where the special assessment roll is on file and may be examined; that any person aggrieved by the assessments as contained in the special assessment roll, or the necessity of the improvement, may file a written objection thereto which must be delivered to the City Clerk prior to the close of the hearing, or the person may appear and protest: the same at the public hearing in person or by his or her representative; that the appearance and protest: or written protest in the manner described is required if the person desires to appeal the amount of the assessment to the Michigan Tax Tribunal; and that any appeal to the Michigan Tax Tribunal must be taken within thirty days of the confirmation of the special assessment roll, provided a protest was timely made.

Charles S. Remenar,
Deputy Controller

By Councilmember Beal

Carried Unanimously

RESOLUTION #344
BY THE COMMITTEE ON PUBLIC SERVICE

**RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
PUBLIC IMPROVEMENT IV**

WHEREAS, pursuant to the Public Improvement III adopted by this council on June 28, 1999, the City Assessor has held a public hearing for assessment roll #347 for curb and gutter and storm sewer improvements, and furnished the following information:

PROJECT TITLE:

Jolly Road Reconstruction P S #78025 - Pinetree Road to Collins Road

PROPERTY BENEFITTED

CURB AND GUTTER:

All lands fronting on the north side of Jolly Road from 240 feet west of Oakbrook Drive to Collins Road, excepting all public streets and alleys and other lands deemed not benefitted.

STORM SEWER:

All lands fronting on the north side of Jolly Road from 240 feet west of Oakbrook Drive to Collins Road excepting all public streets and alleys and other lands deemed not benefitted.

COST OF IMPROVEMENTS

ASSESSMENT ROLL NO 347	CITY & FEDERAL CONTRIBUTION	ASSESSABLE TO PROPERTY OWNER
CURB AND GUTTER	\$24,618.88	\$12,978.91
STORM SEWER	\$26,278.56	\$13,456.22
OTHER COSTS	\$30,276.46	0.00
TOTAL COSTS	\$81,173.90	\$26,435.13

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, August 16, 1999, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of opposing and/or approving the proposed Zoning Map Amendment Z-7-99, 2726 North Grand River Avenue, "A" Residential and "G-2" Wholesale Districts to "G-2" Wholesale and "J" Parking Districts

By Councilmember Adado

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: None

INTRODUCTION OF ORDINANCES

The following ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by providing for the rezoning of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the Code for:

Z-4-99, 9141008 W. Washtenaw, 9091003 W. Washtenaw, 300-318 S. Butler, and 9121010 W. Kalamazoo, "C" Residential to "D-1" Professional Office District

was introduced by Councilmember Adado, read a first and second time by its title and referred to the Committee on Development and Planning

NOW, THEREFORE, BE IT RESOLVED that special assessment roll number 347 as returned by the City Assessor, be ratified and confirmed, and the Mayor is authorized to affix within ten days his warrant directing the City Treasurer to collect said tax within 90 days after the approval of the assessment roll

By Councilmember Beal

Carried Unanimously

ORDINANCES FOR INTRODUCTION

INTRODUCTION OF ORDINANCES

The following ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by providing for the rezoning of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the Code for:

Z-7-99, 2726 North Grand River Avenue, "A" Residential and "G-2" Wholesale Districts to "G-2" Wholesale and "J" Parking Districts

was introduced by Councilmember Adado, read a first and second time by its title and referred to the Committee on Development and Planning

**RESOLUTION #345
BY COUNCILMEMBER ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

**RESOLUTION #346
BY COUNCILMEMBER ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, August 16, 1999, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of opposing and/or approving the proposed Zoning Map Amendment Z-4-99, 9141008 W. Washtenaw, 9091003 W. Washtenaw, 300-318 S. Butler, and 9121010 W. Kalamazoo, "C" Residential to "D-1" Professional Office District.

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: None

**INTRODUCTION OF ORDINANCE
AMENDING CHAPTER 294, SECTION 294.02
POLICE & FIRE RETIREMENT SYSTEM**

By Councilmember Meyer

That an Ordinance to amend the Code of Ordinances of the City of Lansing by Amending Chapter 294, Section 294.02, for the purpose of Providing for the Advance Funding of Post-Retirement Health Insurance Benefits; To Establish a Health Insurance Fund; To Provide for Future City Contributions to the Health Insurance

Fund, and to Provide for Future Payments from the Health Insurance Fund, was introduced by Councilmember Meyer and referred to the Committee on Ways and Means.

RESOLUTION #347

RESOLUTION SETTING PUBLIC HEARING

By Councilmember Meyer:

RESOLVED BY THE CITY COUNCIL, CITY OF LANSING, that a public hearing be set for Monday, August 9, 1999 at 7:00 P.M. in the Council Chambers, 10 Floor, City Hall, 124 W. Michigan Ave., for the purpose of considering an Ordinance to amend the Code of Ordinances of the City of Lansing by Amending Chapter 294, Section 294.02 for the purpose of Providing for the Advance Funding of Post-Retirement Health Insurance Benefits; To Establish a Health Insurance Fund, To Provide for Future City Contributions to the Health Insurance Fund, and to Provide for Future Payments from the Health Insurance Fund

Interested persons are invited to attend this public hearing

By Councilmember Meyer

Carried Unanimously

ORDINANCES FOR PASSAGE

BY COUNCILMEMBER ADADO

That we move to the passage of Ordinances

CARRIED UNANIMOUSLY

BY COUNCILMEMBER ADADO

That the Ordinance when read by its title for a second time, be considered, as read, in full

CARRIED UNANIMOUSLY

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

BY COUNCILMEMBER ADADO

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-05-99, 3940 N. Grand River Ave., be placed on order of immediate passage.

CARRIED UNANIMOUSLY

BY COUNCILMEMBER ADADO

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-05-99, 3940 N. Grand River Ave., be now passed

YEAS: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: None

ORDINANCE #2437

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification on the property described as follows:

Case Number: Z-5-99, 3940 N. Grand River Avenue, Southwesterly 95 ft thereof

Parcel Number PPNPPN 3301-06-226-015

Legal Description: SOUTHWESTERLY 95 FT OF THE FOLLOWING DESCRIBED PARCEL: COM ON N LY LINE N GRAND RIVER AVE 476.25 FT N 68 DEG 55 MIN W OF ITS INTERSECTION WITH E LINE SEC 6, TH N 68 DEG 55 MIN W 120 FT, N 21 DEG 05 MIN E 446.9 FT, S 43 DEG 09 MIN E 13325 FT, S 21 DEG 05 MIN W 388.98 FT TO BEG, SEC 6 T4N R2W CITY OF LANSING INGHAM COUNTY MICHIGAN

from "A" Residential District to "J" Parking District.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from its passage unless given

immediate effect by the City Council.

MARILYNN SLADE, CITY CLERK

BY COUNCILMEMBER ADADO

That the Ordinance when read by its title for a second time, be considered as read in Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-06-99, Portion of Vacant Land in 1900 Block of N. Larch, Adjacent to and South of 602 Woodbury St., be placed on order of immediate passage.

CARRIED UNANIMOUSLY

BY COUNCILMEMBER ADADO

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-06-99, Portion of Vacant Land in 1900 Block of N. Larch, Adjacent to and South of 602 Woodbury St., be now passed

YEAS: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: None

ORDINANCE #2438

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification on the property described as follows:

Case Number: Z-6-99, Portion of Vacant Land in the 1900 Blk. of North Larch Street adjacent to and south of 602 Woodbury Street

Frank Curtis "X" said that he is here to ask for help, not just with the kids, but also for the old folks. The City does not have any place for their kids to go. Cristo Rey is doing a great job with migrant workers but most of them are Mexican people. Kids get in trouble if you do not give them some place to go.

Beverly Miller of 413 Pearl St. said that she served on a City Board for 14 years. Most people who serve on City Board have their own agendas. People who serve on boards are volunteers and do not get paid. Council should not dishonor these people by fighting over who gets appointed. This is embarrassing to the Board Members.

Alexander Bolt of 1230 Reo Rd. said that federal grant funds come from tax payers. This money should not be frittered away needlessly. There are three public access television shows that are pooling their resources to do a show on the third ward candidates. This show will air on Channels 7, 11, and 12 tomorrow night.

Harold King of 1563 N. High St. said that they have had 31 kids at their last two baseball practices at Bancroft Park. He thanked Reesies Catering for providing hot dogs for

full

CARRIED UNANIMOUSLY

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

BY COUNCILMEMBER ADADO

Parcel Number PPN PART OF PPN 3301-09231-013

Legal Description, LOTS 27 THRU 30 AND THAT PART VAC HALL ST LYING WEST OF LOT 27 AND E OF HWY US-27/N LARCH ST R/W ASSESSORS PLAT NO. 6, CITY OF LANSING, INGHAM COUNTY, MICHIGAN, AS RECORDED IN LIBER 10 OF PLATS, PAGE 12 INGHAM COUNTY RECORDS

from "C" Residential District to "F" Commercial District

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from its passage unless given immediate effect by the City Council.

MARILYNN SLADE, CITY CLERK

COUNCILMEMBER BEAL LEFT THIS MEETING OF THE LANSING CITY COUNCIL AT 8:25 PM. AND WAS EXCUSED BY COUNCIL PRESIDENT BENAVIDES

OTHER BUSINESS

Public Comment on City-Related Matters

Willy Williams of 505 W. Lenawee requested that the new street that is being built at the General Motors Townsend Plant Site be named in honor of Cesar Chavez. He spoke regarding the mess that "Woodstock 99" became at the end.

Gordon Wilson of 2304 Midwood announced a fashion show on August 7, 1999 at Riverview Place. Tickets are \$20.00 per person. He asked how many more 17 year old teenagers have to be shot on the south west side of Lansing before Council does something. They need a place for kids to meet on the Southside. They need help over there and Council should be listening to His requests and help them.

them. He stated his opposition to the Race St. Parking Lot Project, saying, "there is one individual in town who gets parking whenever he asks for it, but when residents come here and ask for something for their neighborhood, or kids, they do not get the same treatment. Now more CDBG money will go into a new parking lot for the same guy." He wants to know what happened to the money from a recent fund raiser.

Christine Timmons of 335 E. St. Joseph spoke regarding one of the individuals involved with the development of the Governor's Club Project, and regarding the funding of the infrastructure for the area encompassed by the 425 Agreement.

Charlene Decker of 2711 Pleasant Grove Rd spoke regarding the August 2, 1999 Primary Election, and criticized Council President Benavides for his late arrival at today's debate at WKAR. People did not have an opportunity to hear his answers to the questions. She stated her endorsement of candidates in the Primary.

Ed Simmer of 2609 Dier St. said that He is the Acting President of Citizens for a Better Lansing. They encourage debate by candidates, and want to see a televised debate.

COMMITTEE REPORTS

RESOLUTION #348
REPORT OF COMMITTEE

THE DEVELOPMENT AND PLANNING COMMITTEE to whom was referred Z-599, the proposed ordinance to rezone 3940 North Grand River Avenue from "A" Residential to "J" Parking District.

The Committee which analyzed the proposed ordinance and the effect the proposal to display heavy machinery and equipment for sale on the front portion of the 1.5 acre site it would have on the area.

REPORTS AS FOLLOWS: The Committee recommends Z-599, the proposed ordinance to rezone 3940 North Grand River Avenue from "A" Residential to "J" Parking District.

Signed: Lou Adado, Chairperson
Sandy Allen
Tony Benavides

BY COUNCIL MEMBER ADADO

That the Report of the Committee be received.

CARRIED UNANIMOUSLY

RESOLUTION #350
REPORT OF COMMITTEE

THE WAYS AND MEANS COMMITTEE, to whom was referred the issue of the Race Street parking lot, heard testimony from the Administration, neighborhood associations, and developers about their concerns and level of support for the project.

REPORTS AS FOLLOWS: The Committee determined there was support for the proposed concept for the Race Street parking lot and requested the Administration move forward to assessments for the project.

Signed: Larry Meyer, Chairperson
Ellen Beal
Lou Adado

BY COUNCIL MEMBER MEYER

That the Report of the Committee be received.

CARRIED UNANIMOUSLY

July 26, 1999

CITY OFFICER & BOARD REPORTS

1. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

2. Letters from the Mayor re:

a. Z-07-99; 2726 N. Grand River Ave.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

b. Z-08-99; 9141008 W. Washtenaw, 9091003 W. Washtenaw, 300318S. Butler and 9121010 W. Kalamazoo

July 26, 1999

RESOLUTION #349
REPORT OF COMMITTEE

THE DEVELOPMENT AND PLANNING COMMITTEE to whom was referred Z-699, the proposed ordinance to rezone vacant land south of 602 Woodbury Street from "C" Residential District to "F" Commercial District.

The Committee which analyzed the proposed ordinance and the effect the proposal to construct a retail auto parts store on the 1.5 acre site it would have on the area.

REPORTS AS FOLLOWS: The Committee recommends Z-699, the proposed ordinance to rezone vacant land south of 602 Woodbury Street from "C" Residential District to "F" Commercial District.

Signed: Lou Adado, Chairperson
Sandy Allen
Tony Benavides

BY COUNCIL MEMBER ADADO

That the Report of the Committee be received.

CARRIED UNANIMOUSLY

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

c. Addition to the Lansing Post Office Zip Code & Street Listing for Property Encompassed in the PA 425 Agreement with Alameda Township

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

d. Public Improvement I; Green St. Sidewalk Improvements

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

e. Establishing Telecommunications Permit Fee for Nodlight Telecommunications, Inc.

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

f. Grant Acceptance; Highway Safety Project P T9933

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

g. Reappointment of Debbie DeLeon 1414 Taft to the Board of Fire Commissioners for an At-Large Term To Expire June 30, 2003

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

h. Transfer of Funds; JJDP Gender Specific Services Grant

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

i. Notice from the State of Michigan Department of Environmental Quality of Application for a Permit to Install an Automobile Body Coating Line filed by General Motors, Inc. at their Townsend St. Plant

REFERRED TO THE DEPARTMENT OF PUBLIC SERVICES

j. Eastside Neighborhood Association Newsletter

RECEIVED AND PLACED ON FILE

- k. Letters of Appreciation from Alice Pepper and Debbie Brinson to the LFD

RECEIVED AND PLACED ON FILE

- m. Suspension item from Councilmember Allen; a request for Appropriation of Community Promotions Funds for Team Michigan USA

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- n. Suspension item from Councilmember Meyer; a Resolution Authorizing Grant Acceptance for ADAPT, Assault and Domestic Alternative Program Turn around

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. Letter from the Michigan Municipal League regarding the National League of Cities 1999 Congress of Cities and Exposition to be held in Los Angeles November 30th through December 4, 1999

RECEIVED AND PLACED ON FILE

2. Anonymous Letter from a Resident in the Baker St. area regarding serious problems with drug sales and prostitution in that area

REFERRED TO THE MAYOR, THE CHIEF OF POLICE AND THE PUBLIC SAFETY COMMITTEE

3. Letter from the Colonial Village Neighborhood Association requesting the Councilmember Bauer congratulate Mr. & Mrs. Smith of Lansing, who are celebrating their 60th Wedding anniversary. She expressed her condolences to the family of Daisy Bennett, a longtime Lansing resident and wonderful person who passed away recently. She complimented Councilmember Allen on the costume she wore for the Victorian "Tea in the Garden." She, and all of the other Actors and Actresses looked wonderful and did a great job, which was not easy because of the heat and their heavy Victorian costumes. This was a wonderful event. Cooley Gardens are beautiful, and she urges everyone to go see them. She reported that She, along with Councilmember Murphy, are sponsoring a neighborhood meeting on August 10, 1999 at Frances Park to provide information about shoreline conservation in that area. Residents will be notified by mail. They will hold a Council Meeting in the Third Ward sometime this summer. There has been a great deal of discussion on the issue of term limits. She does not want people to get the wrong idea about serving on City Boards. This debate sends the wrong message.

Councilmember Meyer congratulated his oldest son on his engagement to Kristin Carrie. He announced that he will be part of a Sister City Delegation to Otsu Japan, a trip that he is looking forward to.

MAYOR'S EXECUTIVE ASSISTANT'S RESPONSE TO COMMENTS

Mr. Wiener announced that Mayor Hollister is in San Mingh, China on a Sister City tour. He announced a concert featuring the Nuremberg, Germany Orchestra, at Moores Park this Thursday at 7:00 P.M. and In-line skating at Wood Creek School this Tuesday from 6:00 to 8:00 P.M. He announced that there is a teen program for teenagers on the South Side of Lansing. He thanked the Parks and Recreation

- Department and the Police Department for the good work they did when President Clinton was in town last week. This went very smoothly, and many people had an opportunity to see the President. This was very exciting. He thanked everyone who participated. He said that the "Summer Kids Thing" this weekend was a very successful event with approximately 1,000 children involved. He thanked EMS the primary sponsor. He wished Councilmember Meyer and His Family well, and asked Him to extend greetings to our Japanese Friends when he visits Otsu. With regard to the Board Appointments, their rule is not a hard and fast one. They created this rule 5 years ago and have tried to adhere to the policy. This makes it difficult when good people serve and their terms are up, but they want to make sure that everyone gets an opportunity to serve. They have only made three exceptions to that rule in the past 5 years.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

installation of Playground Equipment at Holly Park and Elmhurst Park

REFERRED TO THE PARKS BOARD AND THE PUBLIC SERVICE COMMITTEE

COUNCILMEMBERS COMMENTS

Councilmember Leeman thanked his colleagues for the discussion on action items tonight. He feels that the Administration needs to reconsider their two term limit policy on board members. He feels that the Council was misled at the meeting in which they voted to appoint Antonia Miernik to the Historic District Commission. Mrs. Whitbeck puts a lot of time and passion into that committee. This situation is a shame. He urged everyone to attend the dedication of the Gier Park Concession Stand. He expressed his appreciation to Mrs. Osanich for all she has done for North Lansing.

Councilmember Murphy said that the Public Safety Committee recently met with the LPD, and Assistant Chief, Andy George. Mr. George explained the recent survey undertaken by the Police Department to them. They discussed the gap that exists between majority residents and minority residents. The City Council's own survey showed that police and community relations are a major issue for people of color in this city. The Police survey showed that as well. He hopes that efforts to bridge this gap will be kept up. He said that the Public Safety Committee has spent time with the Traffic Director, and next week they hope to bring before Council the first step in the direction of traffic calming. He hopes to be able to move forward with this project next week. They are ready to make their case for proceeding with this plan to make City streets safer for neighborhoods. He expressed his prayers, thoughts and condolences to the family of Larry Trice of the Pentecostal Church of God in Christ. He was not only a great religious leader, He was a great civic leader, as well.

Councilmember Allen said that the Cooper, Hilliard, Somerset and Rosedale area Traffic Calming will be on the Public Safety Agenda August 2, 1999.

Department and the Police Department for the good work they did when President Clinton was in town last week. This went very smoothly, and many people had an opportunity to see the President. This was very exciting. He thanked everyone who participated. He said that the "Summer Kids Thing" this weekend was a very successful event with approximately 1,000 children involved. He thanked EMS the primary sponsor. He wished Councilmember Meyer and His Family well, and asked Him to extend greetings to our Japanese Friends when he visits Otsu. With regard to the Board Appointments, their rule is not a hard and fast one. They created this rule 5 years ago and have tried to adhere to the policy. This makes it difficult when good people serve and their terms are up, but they want to make sure that everyone gets an opportunity to serve. They have only made three exceptions to that rule in the past 5 years.

ADJOURNED 9:45 PM
MARILYN SLADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF AUGUST 2, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Leeman, Murphy

ABSENT: Councilmembers Benavides, Meyer

The Invocation and Pledge of Allegiance were led by Councilmember Allen

APPROVAL OF MINUTES

There were no Minutes for Approval

CONSIDERATION OF LATE ITEMS

By Councilmember Beal

To accept the following under suspension of the rules:

1. From Councilmember Beal; a Resolution for Transfer of Funds
2. From Councilmember Beal; a Resolution Authorizing the Issuance of a Telecommunications Permit to Norlight Telecommunications, Inc.
3. From Councilmember Beal; a Resolution authorizing a Public Improvement IV for Special Assessment on Miller Rd.
4. From Councilmember Allen; a Resolution authorizing Non-Profit Status for the Lansing Lugnut Charities, and a request to discharge the General Service Committee from Consideration of this item
5. From Councilmember Murphy; a letter from constituents regarding the success of the Fireworks Ordinance
6. From Councilmember Murphy; three letters regarding animal control

Councilmember Leeman urged everyone to visit the Oldtown Jazz Fest that will take place this weekend, at the corner of Turner and Grand River Ave. The festival will run Friday, Saturday and Sunday, August 6, 7, and 8.

Councilmember Allen congratulated Fred Stackable and his Fiancé of 37 years on their recent marriage.

Councilmember Bauer announced that the Rotary Club is participating in a program to bring visitors from Russia to the United States. They are looking for host families in the Lansing area. If you are interested in providing hospitality for the visitors for a period of 5-10 days, please call 384-4177 and leave a message for her.

Mayor Hollister announced that the final in-line skating event for the summer will be held Tuesday, August 3, 1999, at Elmhurst School, located west of Martin Luther King, Jr. Blvd. at Pattengill Ave. Protective gear and skates will be available for rent. He thanked Councilmember Allen for her announcement of the Concert in the Park Series this week featuring the Kathy Ford Bank at Moores Park. He announced that Jolly Rd. will be closed at Duncel and Collins beginning today and going through the fall to allow for major road work on Pinetree Rd. Also, Pennsylvania Ave. between Saginaw and Genesee will

7. From Councilmember Murphy; the Addition of a Special Ceremony for an announcement about a Fashion Show to raise funds for supplies for our Sister City Ghana, W. Africa

8. From Councilmember Adado; a Resolution Setting a Public Hearing in consideration of SLU-05-99; 327 S. Walnut St.,

9. From Councilmember Adado; an Ordinance for Introduction, Z-10-99; 327 S. Walnut St., and Setting a Public Hearing for August 23, 1999

10. From Councilmember Allen; a Resolution Authorizing a Waiver of the Noise Ordinance for Bornor Construction for renovation of the S. Capital Ramp

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

City Attorney Smiertka announced that a hearing has been set for this Thursday, August 5, 1999, on the 425 Agreement with Meridian Township. Councilmembers have been subpoenaed to appear and give testimony. He has filed motions to quash the subpoenas, and there is a chance that Councilmembers will not have to appear. He will keep them informed.

Councilmember Allen announced that this week, the Concert in the Park will feature the "Kathy Ford Band" and will take place at Moores Park Wednesday night at 7:00 P.M. Please get out to see this performance. The Principal Shopping District is promoting the "Swing Around Down Town," which provides that when you shop at downtown merchants you can register to win prizes. The Grand Prize is a \$500.00 shopping spree at downtown stores. She urged everyone to take advantage of this promotion.

be closed for four weeks beginning tomorrow. He urged everyone to participate in the Brown Bag Lunch Concert Series that is sponsored by the PSD on Friday's at noon in the Washington Square Mall. He announced that on Wednesday, August 18, 1999, the Mayor's Office, together with the Personnel Department, will sponsor the Employee Recognition Picnic for City Employees and their families at Frances Park. He said that the Oldtown Parking area will be completed and cleaned up in time for the Jazz Fest this weekend. He thanked Ms. Greer and the other members of the Ghana Sister City Delegation for their efforts to help the children of Ghana, as well as local hospitals for their donations of healthcare supplies. He reported that he is recently returned from a quick visit to our Sister City Sanming, China. Remarkably, they report no homicides in the past two years, despite a population of 2,000,000 people. There are no guns allowed in their society. They have a steel factory and a drug factory, and a river runs through their town. They are considered a tree city, as is Lansing. He attributed their accomplishments to pride and talented leadership in a market driven economy. The Administration hopes to see delegations of young people traveling there within the next couple of years and classes teaching the Chinese language in our local high schools, as we have been doing with Otsu, Japan. There is a very primitive society, in which laborers earn 50¢ day, or about \$80.00 per year.

City Clerk Slade urged everyone who lives in the Third Ward to get out and vote in

Tomorrow's Primary Election. The Polls will be open from 7:00 A.M. to 8:00 P.M. There are no City-wide issues on this ballot, so there will not be voting in the First, Second, or Fourth Wards. She described the boundary lines of the Third Ward.

➤ Special Ceremonies

Councilmember Murphy introduced Carol Greer, Hostess of a fashion show that will take place on Saturday, August 7, 1998, at the Riverfront Place located at 3535 Moores River Dr., to benefit the Lansing Regional Sister Cities Commission Aquapim S. District of the Republic of Ghana Children's Health Program.

Ms. Greer explained that the Sister City Delegation to Ghana came back with information about things that are needed for the Children of Ghana. They have devised this fashion show, from which a portion of the proceeds from the sale of clothing, will be donated to the Ghana Children's Relief Fund. She introduced Myeesha, the Designer of the clothing.

Myeesha stated her pleasure at being a part of this effort, and said that she hopes Jeanne Kelly of 222 W. Kalamazoo #23 said that she is the resident manager of the apartment complex that will be affected by the request for waiver of the noise ordinance. She too, opposes this request. Their residents are mostly Cooley Law School Students who need a quiet place to study. They have already lost residents because of the noise factor. This is hurting their business, and she asked Councilmembers to take that into consideration.

RECEIVED AND PLACED ON FILE (SEE RESOLUTION #363 UNDER LEGISLATIVE MATTERS)

COUNCIL PRESIDENT BENAVIDES ARRIVED AT THIS MEETING OF THE LANSING CITY COUNCIL AT 7:30 P.M.

2. In consideration of a request for waiver of the Noise Ordinance filed by Lanzo Construction Company to allow for extended hours of operation for Construction of the North East Interceptor Project

Beverly Miller of 413 Pearl St. stated her opposition to this request. The residents in this area should not have to be kept awake nights just to facilitate this construction company's needs. She asked what decibel the boring machine runs at.

Steve Wiesner of 28135 Groesbeck in Roseville, representing Lanzo Construction, said that the activity that this waiver is requested for will not be a constant activity. This will be a special need situation, like when they need to do a road crossing, which will be easier to do late at night than it would be during the day during heavy traffic periods. Some of the equipment is loud, but it will not be operating on a continuous basis. It will not exceed the maximum decibel levels allowed in the noise ordinance. All of their equipment has mufflers, so there will not be any street exhaust sound associated with usage. Their extended hours of operation will be short lived, a couple of weeks at the most.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

3. In consideration of the Sale of a 10.384 Acre Parcel of Property located on the west side of the Boys Training School Property

Kathleen Langschwager of 1528 Prospect said that this action is a very important piece of this project. This is all about providing the best of all environments for the children to learn in. We must have a safe, comfortable environment for our kids to learn in.

Gordon VanWieren of 3615 Powderhorn said that he is here to answer any questions
COUNCIL VICEPRESIDENT BAUER PASSED THE GAVEL TO PRESIDENT BENAVIDES, TURNING THE MEETING OVER TO HIM AT 7:45 P.M. PRESIDENT BENAVIDES THANKED VICE-PRESIDENT BAUER FOR PRESIDING IN HIS ABSENCE

Dick Porter of 6438 Hilliard stated his support for the traffic calming devices planned

everyone will attend. She looks forward to the show and to helping to provide funds for the Sister City Program. She thanked Ms. Greer for spearheading the fund raiser.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings

1. In consideration of a request for Waiver of the Noise Ordinance filed by Borne Construction Co. to allow for extended hours of operation in reconstruction of the S. Capital Ramp

Marian Wilson of 222 W. Kalamazoo #1 stated her opposition to this request for waiver of the noise ordinance. She is a musician and sleeps days. They cannot open their windows in the apartment complex that is next door to the subject ramp. She travels nights and weekends. Additionally, she is concerned that she will not be able to hear the traffic noises that assist her in crossing the streets, which as a blind person, she is dependant upon.

that Council may have regarding this contract. Rick Gibbey of 300 Shepard St., President of the BTS Implementation Committee, said that they have oversight on this project. Councilmembers have seen various parts of this project many times, in many forms, since its inception in 1980. This is a routine step in carrying out the plan that Council has already approved. The Implementation Committee was formed to provide a continuing format for the review of the changes in the project. There is nothing to suggest that the city should not go through with this transfer of property.

Nancy Erickson of 3333 Moores River Dr., Chair of the Preliminary Bond Committee for the BTS Implementation Committee, said that this portion of their project is critical to the development of the Gymnasium for Eastern High School. This project has been in the works for 10 years. She urged Councilmembers to pass this measure. This will help them move forward with this project. They are willing to attend standing committee meetings in order to keep Councilmembers informed about the progress of this project. This project will enhance the educational experience and programmatic needs of the School District.

Ira Ginsberg of 1215 E. Michigan, representing Sparrow Health Systems, stated their support of this transfer of property to the Lansing School District. They have been working together for many years to promote the transfer of this property. This will help create a better community on the East Side.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

➤ Public Comment on Legislative Matters

Mario Barragan of 6022 Hilliard St. said that he lives in the area where the speed humps are supposed to go in. They are very pleased with this prospect. Traffic in their neighborhood is going to kill a kid one of these days. He suggested that a stop sign be installed on Sawyer where these four streets empty out. The residents in this neighborhood support this measure. They are very grateful to have this program. They hope to have this in place by October, which will make them feel a lot better. They do not have sidewalks in this area, and the kids ride their bikes and roller blades in the streets. He just wants the traffic to slow down.

Councilmember Allen asked Mr. Barragan to send a letter to her, as the Second Ward Representative, and Councilmember Murphy, as the Chair of the Public Safety Committee, stating his request for installation of a stop sign on Sawyer.

for Area 33. He thanked Councilmembers Allen and Murphy for their work on this project. He said that he will add his name to the request for installation of stop signs. All anyone has to do is to spend one day on these streets and they will see the abuse of the speed limit laws.

Eugene Buckley of Hayford St. asked Councilmembers to take another look at this

situation. We already have laws in place that will deal with the kinds of problems these residents are facing. The residents of these streets are the ones who will have to live with these speed bumps 7 days per week for every week of every month of every year. Cars are more noisy and produce more pollution when they are constantly stopping and starting. This is as stupid as blocking the entrance to Sparrow Hospital. Now they plan to block off Clemens St. The traffic that uses Clemens now will just go down another residential street to get where they need to go. All we really need to do is police the matter with the laws we have on the books now. This plan should be postponed and further research should be done.

Billy Graham of 6215 Rosedale stated his support of the speed bumps for Area 33. This has been under discussion for some time. Last year speed limit signs were installed, because they thought that would help. Cars are still speeding through these residential streets at levels as high as 50 MPH. Eighty five percent (85%) of residents support the installation of these speed bumps. This project has been in the works for two years, this is not just happening overnight.

LEGISLATIVE MATTERS
RESOLUTIONS

RESOLUTION #351
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the City of Lansing and Alameda Township reached an historic agreement to transfer territory formerly part of the Township to the jurisdiction of the City of Lansing for the new world headquarters of Jackson National Life Insurance Company and retain approximately 1200 jobs in Lansing; and

WHEREAS, the new Lansing territory and Jackson National property, approximately 280 acres in size, are on the south side of Interstate 96, on either side of Okemos Road, and depicted on the plot plan map dated May 12, 1999 on file with the Lansing City Clerk; and

WHEREAS, the investment by the City of Lansing with assistance from the State of Michigan, keeping Jackson National Life Insurance Company in Lansing was an important accomplishment for the City of Lansing and Mid-Michigan, and it is equally important that the address of Jackson National Life Insurance Company's headquarters reflect that accomplishment; and

WHEREAS, a Lansing street address will ensure that no one mistakenly believes that Jackson National moved away from Lansing;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Lansing, that the City of Lansing hereby requests that the United States Postal Service change the last line of address or zip code to allow a Lansing street address for the new territory of the City of Lansing transferred by the Agreement under 1984 Public Act 425 with Alameda Township, dated October 27, 1998 and property of Jackson National Life Insurance Company.

BE IT FURTHER RESOLVED, that the Mayor is requested to join in this effort and, through the City of Lansing administration, provide any information or assistance needed by the United States Postal Service for this change.

BE IT FINALLY RESOLVED, that the City Clerk transmit a certified copy of this Resolution, together with the plot plan map dated May 12, 1999, to Charles Howe, District Manager, United States Postal Service, Greater Michigan District, PO Box 999997, Grand Rapids, MI 49599-9997.

By Councilmember Adado

Carried Unanimously

RESOLUTION #352
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF

Michigan, will include over six million dollars in improvements to provide sewer, water, and electric service to the new Lansing territory and Jackson National property; and

WHEREAS, the initial investment by Jackson National Life Insurance Company includes not only the land purchase but also more than sixty million dollars for its world headquarters building and an on-site daycare center on an eighty (80) acre site; and

WHEREAS, the United States Postal Service now provides service for millions of pieces of mail each year for Jackson National Life Insurance through its Lansing main post office on Collins Road in the City of Lansing, and the Southwest Annex in the City of Lansing; and

WHEREAS, the Lansing main post office is closer than the Mason post office to the new Lansing territory; and

WHEREAS, apart from these buildings now under construction, there are no postal customers yet in the new Lansing territory and Jackson National Life Insurance Company property; and

WHEREAS, future development on the remaining land in this new area of the city of Lansing will be served by City of Lansing utilities brought to the site, and will result in further investment by Jackson National Life Insurance Company and others; and

WHEREAS, over the years, areas annexed to the City of Lansing have been added to the Lansing post office, and this new territory -- brought into the City of Lansing by a friendly agreement, benefitting all -- should receive the same kind of treatment; and

WHEREAS, Jackson National Life Insurance Company is the largest life insurance company in Michigan and the eleventh largest in the Nation in assets; and

WHEREAS, Lansing has been Jackson National Life Insurance Company's home address since 1976; and

THE CITY OF LANSING
Act 25-98 PPN 3301-04-108-021
Vacant Property next to 3317 Felt Street
Acceptance of Donation

WHEREAS, Donald W. & Bontea V. Shaw offered to donate a vacant lot to the City for an addition to Jones Lake Park; and

WHEREAS, the subject property is located west of 3317 Felt Street, east of the Jones Lake, south of 627 Frederick Street, and adjacent Jones Lake Park; and

WHEREAS, the subject property is presently vacant open space, approximately 5,540 square feet, or 1/8 acre in size; and

WHEREAS, the City of Lansing Parks Board, at its meeting of November 18, 1998, voted unanimously (80) to recommend approval of Act 2598 as proposed; and

WHEREAS, at its meeting of November 3, 1998, the Planning Board reviewed the location, character and extent of this proposal pursuant to Act 285 of 1931, as amended, acknowledged the location of the property and the Parks Board action, and found that the property is not buildable; and

WHEREAS, the Planning Board, at its meeting of November 3, 1998, unanimously (6-0) recommended approval of Act 25-98 subject to an acceptable environmental review and a title commitment showing clear and marketable title; and

WHEREAS, an environmental assessment, completed on June 25, 1999 by Professional Service Industries on behalf of the City of Lansing, revealed no evidence of recognized environmental contamination in connection with this property; and

WHEREAS, a commitment for title insurance, completed by Transnation Title Insurance Company on behalf of the City, and dated February 17, 1999, reveals that the

applicants own a fee simple interest in the property;

WHEREAS, the Committee on Development and Planning has reviewed the report and recommendation of the Planning Board and concurs therewith;

NOW, THEREFORE BE IT RESOLVED, the City shall accept the donation of property located west of 3317 Felt Street, east of the Jones Lake, south of 627 Frederick Street, and adjacent Jones Lake Park and approximately 5,540 square feet, or 1/8 acre in size, more particularly described as:

BE IT FINALLY RESOLVED, the acceptance shall take effect upon the owner's presentation of a good and sufficient warranty deed subject to its approval as to form by the City Attorney.

By Councilmember Adado

Carried Unanimously

RESOLUTION #353
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
ACT 10-99
Block 2, Carroll's Addition
(Jerome & E. Michigan Avenue)
Vacation of E-W Alley

WHEREAS, Kendra Kennedy, 1420 Jerome Street, Lansing, MI; Becky Shink, 1412 Jerome Street, Lansing, MI; Donna Holey, 3601 Christine Drive (owner of property at 1416 Jerome Street, Lansing, MI; Joseph Ferraro, 1417 E. Michigan, Lansing, MI; have requested that the City of Lansing vacate 120 ft. of the west end of the alley which runs east and west in the block bordered by Vine, Ferguson, Jerome and Custer streets so that it can be maintained and used appropriately; and

WHEREAS, Kendra Kennedy, Becky Shink, Donna Holey and Joseph Ferraro represent substantial ownership of all properties abutting the alley to be vacated; and

WHEREAS, the property owners would receive a proportionate amount of the vacated alley as follows: Kendra Kennedy, 1420 Jerome, 301 sq. ft.; Becky Shink, 1412 Jerome, 342 sq. ft.; Donna Holey, 1416 Jerome, 346.5 sq. ft. and Joseph Ferraro, 1417 E. Michigan Avenue, 990 sq. ft.; and

WHEREAS, the Planning Board conducted an ACT 285 Review (ACT-10-99) for character, location and extent of the subject parcel, and found that the requested vacation of the alley will not have any adverse impact on the surrounding uses and that there is no public purpose in retaining ownership of the subject alley property; and

WHEREAS, no one spoke in opposition to this proposal at either Urban Development Committee meeting Planning Board meeting held on June 15, 1999; and

WHEREAS, on June 15, 1999, the Planning Board recommended approval of Act-10-99; WHEREAS, Rush Equipment Center (applicant) has requested a Special Land Use permit for display and sales of heavy equipment in the "J" Parking District at 3940 N. Grand River Avenue; and

WHEREAS, the site is currently zoned "A" Residential District but is pending rezoning to "J" Parking District (see Z-5-99); and

WHEREAS, the subject property is the south 95 feet of the 1.15 acre site located at 3940 N. Grand River Avenue where "Johnson's Speed Shop" is currently located; and

WHEREAS, the Planning Board held a public hearing for the Special Land Use permit on Tuesday, June 15, 1999, where the applicant spoke in favor of the request, and no one spoke in opposition to the request; and

WHEREAS, the Planning Board reviewed the petition and at their meeting of June 15, 1999, unanimously (6-0) recommended approval of SLU-4-99 and found, based on

Commencing at a point 190 feet south of the NE corner of Outlot A, Fairfield Gardens, a subdivision on the NW 1/4 of the NW 1/4 of Section 4, T4N, R2W, Lansing Township, now City of Lansing, Ingham County, Michigan, thence S 40 feet, thence N 81 degrees 45 minutes W 136 feet, thence N 9 degrees 15 minutes E 40 feet, thence S 81 degrees 45 minutes E 129 feet to beginning, as recorded in Liber 8 of Plats, Page 37, Ingham County Records. PPN 3301-04-108-021.

99, the request to vacate the west 120 of the E-W alley which runs east and west in the block bordered by Custer, Ferguson, Jerome and Michigan Custer streets, reserving appropriate easements for utilities and easements; and

WHEREAS, the Committee on Planning and Development has reviewed the report and recommendation of the Planning Board and concurs with the recommendation;

NOW THEREFORE BE IT RESOLVED, the Lansing City Council hereby vacates the alley property more particularly described as:

That part of a 16.5 foot wide alleyway lying west of the N. E. Corner of Lot 8, Block 3 of Carrolls Addition to the City of Lansing reserving, however, unto the City of Lansing an easement under, across, above, and within the right of way of said vacated alley for utility purposes, including the right of ingress and egress at all times for public or private utility agents and employees to use the vacated street, or so much of it as may be necessary, for the installation, maintenance, repair, or removal of utilities,

BE IT FURTHER RESOLVED, that prior to vacating this alley, the Department of Public Service shall remove existing pavement and grade the alley to make it nearly leveled.

BE IT FINALLY RESOLVED, within 30 days hereafter, the City Clerk shall forward certified copies of this Resolution to the Ingham County Register of Deeds for recording, and upon return, a copy of the recorded Resolution to the Michigan Department of Commerce and to the Lansing Planning Office, who shall forward copies to the petitioners.

By Councilmember Adado

Carried Unanimously

RESOLUTION #354
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
SLU-4-99, 3940 N. Grand River Avenue

testimony, evidence, and the staff report, that the Special Land Use with conditions meets the criteria set forth in §1278.04(c) and §1282.02(1)(1)-(9) of the Zoning Code; and

WHEREAS, the City Council held a public hearing for the Special Land Use permit on Monday, July 26, 1999; and

WHEREAS, the Development and Planning Committee of City Council has reviewed the report of the Planning Board and concurs therewith;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby approve the Special Land Use request (SLU-4-99), to use the property at 3940 N. Grand River Avenue for display and sales of heavy equipment in the "J" Parking District with the following conditions:

- (1) a minimum of 50 feet should be maintained for buffering of the residential neighborhood to the south and to maintain the "avenue" character of this portion of N. Grand River Avenue;
- (2) and that plans detailing site lighting be required for approval as part of the Site Plan necessary to approve the proposed surface lot.

BE IT FINALLY RESOLVED that in granting this request, the City Council determine the following:

- 1. The proposed special land use will be designed, constructed, maintained in a manner harmonious with the adjacent property and the surrounding use;
 - 2. The special land use will not change the essential the surrounding property;
 - 3. The special land use will not interfere with the general enjoyment of adjacent property;
 - 4. The proposed special land use represents an improvement to the use or character of the subject property and the surrounding area in general, and will be in keeping with the natural environment of the lot;
 - 5. The proposed special land use will not be hazardous to adjacent properties or involve uses, activities, materials or equipment which are detrimental to the health, safety or welfare of persons or property through the excessive production of traffic, noise, smoke, odor, fumes or glare;
 - 6. The proposed special land use is adequately served by essential public services and facilities and it is demonstrated that the person responsible for the proposed special land use is able to continually provide adequately for the
- NOW THEREFORE BE IT RESOLVED, the Lansing City Council, hereby, approves the request from Team Michigan USA for \$2,500.00 to help underwrite the cost of its use of travel expenses for 18 members on August 1-7, 1999 to the 1999 Junior Olympics in Cleveland, Ohio; and

BE IT FURTHER RESOLVED the Mayor and the Finance Department shall process this request by charging \$2,500.00 the travel expenses for 18 members of Team Michigan USA to attend the 1999 Junior Olympics on August 1-7, 1999 in Cleveland, Ohio to the Community Promotions Account - 101-112101-7412890; and

BE IT FINALLY RESOLVED that the Team Michigan USA shall submit a written analysis of the event, including information regarding number of attendees, and a detail of their accounting of the expenses to the Lansing City Council within 30 days after the event.

By Councilmember Allen

Carried Unanimously

RESOLUTION #356
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Licensing and Enforcement Division of the Michigan Liquor Control Commission has issued a B-Hotel licensed business with Dance Permit to Lansing Hotel Management Company, Inc.; and

WHEREAS, Lansing Hotel Management Company, Inc., 3121 E. Grand River Avenue, has obtained the appropriate signatures to transfer ownership stock from Eddie Bakal and Ayoub Bakal to Basil Bakal; and

WHEREAS, the Committee on General Services reviewed and executed the forms and the request on July 27, 1999; and

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council hereby approves the transfer of the B-Hotel licensed business with Dance Permit for Lansing Hotel Management Company, Inc. from Eddie Bakal and Ayoub Bakal to Basil Bakal; and

services and facilities deemed essential to the special land use under consideration;

- 7. The proposed special land use will not place demands on public services and facilities in excess of current capacity;
- 8. The proposed special land use is consistent with the intent and purpose of the zoning code and the objectives of the current comprehensive plan;
- 9. The proposed special land use meets the dimensional requirements of the district in which the property is located.

By Councilmember Adado

Carried Unanimously

RESOLUTION #355
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Team Michigan USA has requested \$2,500.00 in funding assistance to help underwrite the cost of the use of travel expenses for 18 members on August 1-7, 1999 for its 1999 Junior Olympics; and

WHEREAS, the Committee on General Services reviewed and then voted to approve the request from Team Michigan USA on July 27, 1999; and

BE IT FURTHER RESOLVED, the City Clerk is requested to notify Lansing Hotel Management Company, Inc. of the approval by the City Council.

By Councilmember Allen

Carried Unanimously

RESOLUTION #357
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Neil Mahmoud, 1005 W. Kalamazoo, appealed a trash violation to the General Services Committee on Tuesday, July 27, 1999; and

WHEREAS, Neil Mahmoud sought to eliminate the special assessment on his December 1998 property tax bill from the actual cost of the contractor; and

WHEREAS, the General Services Committee heard the claim and voted to deny the claim Neil Mahmoud;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies the claim Neil Mahmoud involving 1005 W. Kalamazoo;

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

By Councilmember Allen

Carried Unanimously

RESOLUTION #358
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Car/Capital Celebration has requested \$2,500.00 in funding assistance to help underwrite the cost of the use of expenses on August 20-21, 1999 for its 1999 Car/Capital Celebration; and

WHEREAS, the Committee on General Services reviewed and then voted to approve the request from Car/Capital Celebration on July 27, 1999; and

NOW THEREFORE BE IT RESOLVED, the Lansing City Council, hereby, approves the request from Car/Capital Celebration for \$2,500.00 to help underwrite the cost of 1999 Car/Capital Celebration on August 20th, 1999; and

BE IT FINALLY RESOLVED that the Car/Capital Celebration shall submit a written analysis of the event, including information regarding number of attendees, and a detail of their accounting of the expenses to the Lansing City Council within 30 days after the event.

By Councilmember Allen

Carried Unanimously

RESOLUTION #359
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Michigan Parades into 21st Century has requested \$150.00 in funding assistance to help underwrite the cost of the use of Lansing Showmobile on May 15, 1999 for its Michigan Parades into 21st Century; and

WHEREAS, the Committee on General Services reviewed and then voted to approve the request from Michigan Parades into 21st Century on July 27, 1999; and

NOW THEREFORE BE IT RESOLVED, the Lansing City Council, hereby, approves the request from Michigan Parades into 21st Century for \$150.00 to underwrite the cost of the Lansing Showmobile for the Michigan Parades into 21st Century on May 15, 1999; and

BE IT FURTHER RESOLVED the Mayor and the Finance Department shall process this request by charging \$150.00 for use of the Lansing Showmobile by the 1999 Michigan Parades into 21st Century to the Community Promotions Account - 101-1739017412890; and

BE IT FINALLY RESOLVED that the Michigan Parades into 21st Century shall submit a written analysis of the event, including information regarding number of attendees, and a detail of their accounting of the expenses to the Lansing City Council within 30 days after the event "WITHIN 30 DAYS AFTER THEY RECEIVE APPROVAL OF THIS REQUEST."

By Councilmember Allen

To accept a friendly amendment proposed by Councilmember Adado to amend the resolution in the final resolved paragraph to delete the requirement for reporting to the WHEREAS, based upon the Transportation and Parking Office's study, the Traffic Board concurs with the recommendation to implement the AREA 33 neighborhood traffic control plan, with the limitation that the traffic circles on Annapolis Drive, Coulson Court, and Ellendale Drive not be installed until the residents demonstrate strong support for the proposed traffic circles;

WHEREAS, based upon the Transportation and Parking Office's study, the Planning Board concurs with the recommendation to implement the AREA 33 neighborhood traffic control plan, with the limitation that the traffic circles on Annapolis Drive, Coulson Court, and Ellendale Drive not be installed until the residents demonstrate strong support for the proposed traffic circles;

WHEREAS, the approved minutes for the Traffic Board and Planning Board containing their recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board and Planning Board;

BE IT FURTHER RESOLVED the Mayor and the Finance Department shall process this request by charging \$2,500.00 of the expenses of 1999 Car/Capital Celebration to the Community Promotions Account - 101-112101-7412890; and

Lansing City Council within 30 days after the event, and to state that Michigan Parades into 21st Century shall submit a written analysis of the event within 30 days "AFTER THEY RECEIVE APPROVAL OF THIS REQUEST," and to place an affirmative roll on the resolution as amended

Carried Unanimously

RESOLUTION #360
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, as part of the Neighborhood Study and Traffic Calming Program, the Transportation and Parking Office has conducted a traffic study of AREA 33, which is defined as the geographical area bounded on the north by Jolly Road, on the east by Cedar Street, on the south by Willoughby Road, and on the west by Washington Avenue;

WHEREAS, the Transportation and Parking Office met with the AREA 33 residents at North Elementary School on April 10, 1997, to answer their questions and discuss their concerns about traffic issues in AREA 33;

WHEREAS, the Transportation and Parking Office and the Planning & Municipal Development Department formulated a neighborhood traffic control plan based on the Transportation Division's traffic study, comments from residents, and comments from other City agencies;

WHEREAS, the Transportation and Parking Office held a follow up meeting with the residents of AREA 33 at North Elementary School on May 15, 1997 to review the proposed AREA 33 neighborhood traffic control plan, and to get input from residents regarding the neighborhood traffic control plan;

WHEREAS, the residents that were directly affected by the proposed traffic calming devices were sent a mailing informing them of the proposed traffic calming devices;

WHEREAS, the residents on Cooper, Hilliard, Somerset, and Rosedale Roads responded with strong support to the proposed installation of speed humps as traffic calming devices;

WHEREAS, the residents on Annapolis Drive, Coulson Court, and Ellendale Drive did not respond with strong support for the proposed traffic circles on these streets;

WHEREAS, the Committee on Public Safety held a public meeting on June 24, 1999 with residents of the Edgewood-Miller subarea to discuss the proposed speed humps for Cooper, Hilliard, Somerset, and Rosedale Roads;

WHEREAS, the public input both written and oral was strongly in favor of the proposed traffic calming measures;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board and Planning Board;

WHEREAS, the area residents and the Committee on Public Safety requested further analysis of the possible closure of Richard Road at Edgewood Boulevard;

WHEREAS, the estimated cost to implement the AREA 33 traffic calming improvements is \$64,000;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves the AREA 33 neighborhood traffic control plan, thereby authorizing the Transportation Engineer to implement the AREA 33 neighborhood traffic control plan and to install the

proposed traffic calming improvements utilizing funds from the Transportation and Parking Office's traffic calming budget, with the limitation that the traffic circles on Annapolis Drive, Coulson Court, and Ellendale Drive not be installed until the residents demonstrate strong support for the proposed traffic circles;

BE IT FURTHER RESOLVED that the AREA 33 neighborhood traffic control plan shall become effective when the appropriate traffic controls are in place, the traffic control orders are signed by the Transportation Engineer, and are filed with the City Clerk;

BE IT FINALLY RESOLVED that the Transportation and Parking Office timely reports the results of its traffic impact study to the Committee on Public Safety;

By Councilmember Murphy

Carried Unanimously

**RESOLUTION #361
BY COUNCILMEMBER ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

Resolved by the City Council of the City of Lansing that a public hearing be set for August 23, 1999, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, NOW, THEREFORE, **BE IT RESOLVED** the Lansing City Council hereby recognizes Lansing Lugnuts Charities as a non-profit organization operating in the Lansing community;

By Councilmember Allen

To discharge the Committee on General Services from consideration of this matter, and to place an affirmative roll on the resolution

Carried Unanimously

**RESOLUTION #363
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, Borneo Restoration, Incorporated has requested a waiver to the City's noise ordinance from April 19, 1999 to October 3, 1999, in order to perform construction activities in the South Capitol Parking Ramp during off-hours, weekends, and nights;

WHEREAS, Borneo Restoration, Incorporated made this request in order to complete construction activities in the South Capitol Parking Ramp this construction season;

WHEREAS, the South Capitol Parking Ramp is owned by the City of Lansing and the work being performed by Borneo Restoration, Incorporated is being administered by a City of Lansing contract;

WHEREAS, the Transportation & Parking Office, which is administering the contract, has reviewed Borneo Restoration, Incorporated's request and agrees with the need to work off hours, weekends, and nights;

WHEREAS, Borneo Restoration, Incorporated has agreed to limit the work that will produce noises beyond the South Capitol Parking Ramp to between the hours of 7:00 AM and 11:00 PM;

WHEREAS, the Committee on General Services has reviewed the request and approves of granting to Borneo Restoration, Incorporated a waiver to the City's Noise Ordinance;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council grants to Borneo Restoration, Incorporated a waiver of the City's noise ordinance to work during

124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the proposed Special Land Use permit SLU5-99, 327 S. Walnut Street, Public Utility Facility.

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Murphy

NAYS: None

ABSENT: Councilmember Meyer

**RESOLUTION #362
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, Lansing Lugnuts Charities, has requested a resolution of recognition as a non-profit organization operating in the Lansing community for the purpose of obtaining a gaming license; and

WHEREAS, the City Attorney has reported that, based on a review of the documentation submitted, the applicant qualifies as a non-profit organization;

off-hours, weekends, and nights from August 16, 1999 until October 31, 1999 in order to complete the construction activities at the South Capitol Parking Ramp this construction season.

By Councilmember Allen

To discharge the Committee on General Services from consideration of this matter, and to place an affirmative roll on the resolution

Carried Unanimously

**RESOLUTION #364
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

That the following FY2000 transfers be approved;

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$90,922	Estimated Revenue - Miscellaneous 410.0.170001.0	Rivertrail East Clipper to Harrison 410.988390.9740000.046 086

(Additional matching funds to be received from the City of East Lansing for extension of Rivertrail East, based on trail design expenses to date, existing bids for bridge design and inspection, and anticipated costs: Revenue detail account 410.0.58000346086.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$2,000	Estimated Revenue - General Fund 101.0.170001.0	
\$1,000		Donations and Contributions - Parks 101.783810.741880.0
\$1,000		Lugnuts Clinic Grants 101.783833.741875.0

Donation from Capital Region Community Foundation for baseball clinics and Family Night (Revenue detail account 101.0.675560.0. Also includes donation of \$1,000 from

the Michigan Retailers Association for improvements to Cherry Hill Park (Revenue detail account 101.0.675003).

(Deferral of plumbing, electrical and ceiling repairs and light replacements. Bids for Llama/Large Hoofed Animal building came in at \$122,000 \$57,617.42 available with standing carry forward of parking receipts. Change of intent for FY 2000 appropriations of \$50,000 from \$48,000 for Quaranteen Building and \$2,000 for Unscheduled Maintenance, instead to be used \$15,000 for Quaranteen Building Design Phase (\$15,000), Hoofed Animal Building \$33,042.58, and Unscheduled Maintenance of \$1,957.42.)

By Councilmember Beal

Carried Unanimously

RESOLUTION #365
BY THE COMMITTEE ONWAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

That the Following FY 1999 transfers be approved:

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$45,99205	Estimated Revenue-Parks Millage 412.0.170001.0	Contingency 412.933890.992000.0460 20

(Appropriation of 3rd quarter interest earnings. Revenue detail account 412.0.6700000)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$3,930	Parks Millage-Contingency 412.933890.992000.0460 20	
\$3,710		Kircher Baseball Field 412.933890.970000.0460 91
\$220		Davis Youth Baseball Diamond 412.933890.974000.0460 68

(\$1,210 for Kircher design work to be paid from project per Internal Audit recommendation and \$2,500 for project contingency. Davis includes costs for meeting to resolve backstop hood problems resulting from improper installation, billed to project account per Internal Audit recommendations.)

CURB AND GUTTER: All lands fronting on the both side of Miller Road from Waverly Road to Pleasant Grove Road excepting all public streets and alleys and other land deemed not benefited.

STORM SEWER: All lands fronting on the both side of ~~Jolly Road~~ MILLER ROAD from Waverly Road to Pleasant Grove Road excepting all public streets and alleys and other land deemed not benefited.

SANITARY SEWER: All lands fronting on the both side of ~~Jolly Road~~ MILLER

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$31,340	Patter Zoo Building Maintenance 509.783835.746100.0	Capital Projects 509.783835.970000.0

By Councilmember Beal

Carried Unanimously

RESOLUTION #366
BY THE COMMITTEE ONWAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Administration has determined that revenue projections as adopted for Forfeiture Funds were not reflected as intended in the FY 1999 - 2000 budget; and

WHEREAS, the correct revenue estimates should be shown as follows:

From Forfeitures - LPD \$227,785
From Operating Transfer - General Fund \$106,133

WHEREAS, this does not affect the total revenues projected for this fund, but does correct the amount projected from General Fund to match the budget as adopted for General Fund;

NOW, THEREFORE, BE IT RESOLVED that the Forfeiture Fund budget be amended to reflect the revised revenue distribution as shown above, for Fiscal Year 1999 - 2000; and

FURTHER, LET IT BE RESOLVED, that the Administration shall make appropriate adjustments to the financial records for that budget year to reflect the changes as noted above in original revenue estimates for the Forfeiture Fund.

By Councilmember Beal

Carried Unanimously

RESOLUTION #367
BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
PUBLIC IMPROVEMENT - IV

WHEREAS, pursuant to the resolution adopted by this council on June 28, 1999, the City Assessor has held a public hearing for assessment roll number 350 for road construction with necessary sanitary and storm sewer facilities, curb and gutter, and sidewalk for the following project:

PROJECT TITLE: Reconstruction of Miller Road from Waverly Road to Pleasant Grove Road (P.S. #74087).

PROPERTY BENEFITED

ROAD from Waverly Road to Coach Light Commons Road excepting all public streets and alleys and other lands deemed not benefited.

ENGINEER'S ESTIMATE, COST OF IMPROVEMENTS:

ASSESSMENT ROLL NO 350	CITY AND FEDERAL CONTRIBUTION	ASSESSABLE TO PROPERTY OWNERS
CURB AND GUTTER	\$5,865.00	\$75,265.20
STORM SEWER	\$7,983.23	\$193,888.92
SANITARY SEWER	\$31,361.20	\$54,888.80
OTHER COSTS	<u>\$69,473.59</u>	<u>\$1,000.00</u>
TOTAL COSTS	\$744,383.02	\$324,842.92

NOW THEREFORE BE IT RESOLVED, that special assessment roll number 350 as returned by the City Assessor, be ratified and confirmed, and the Mayor is authorized to affix within ten days his warrant directing the City Treasurer to collect said tax within 90 days after the approval of the assessment roll.

By Councilmember Beal

Carried Unanimously

By Councilmember Beal

To reconsider the vote on the above resolution

Carried Unanimously

By Councilmember Beal

To accept a friendly amendment proposed by Councilmember Adado to correct the above resolution in the fourth and fifth paragraphs by deleting the words "Jolly Rd." and to replace them with the words "MILLER RD."

NOW, THEREFORE, BE IT RESOLVED that an annual maintenance fee of One Thousand Five Hundred Dollars (\$1,500.00) for the Telecommunications Permit for Nodlight Telecommunications, Inc. be established pursuant to the Telecommunications Ordinance.

By Councilmember Beal

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 6

NAYS: 1 (Councilmember Murphy absent and unexcused for this vote)

RESOLUTION #369
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
BY THE COMMITTEE ON PUBLIC SERVICES

WHEREAS, the City of Lansing has adopted the Telecommunications Ordinance, Chapter 868, of the Codified Ordinances; and

WHEREAS, HMC Telecom III, Inc. has applied for a Permit to construct and operate a Telecommunication System in accordance with Chapter 868 of Part 8 of Lansing's Codified Ordinances; and

WHEREAS, HMC Telecom III, Inc. has submitted the one thousand five hundred dollars (\$1500.00) application fee; and

WHEREAS, the Public Service Department and the Board of Water and Light have reviewed the permit application and determined that the requirements of Chapter 868 for a permit application have been met by HMC Telecom III, Inc.; and

Carried Unanimously

By Councilmember Beal

To place an affirmative roll on the resolution as corrected

Carried Unanimously

RESOLUTION #368
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Whereas, the City of Lansing has adopted the Telecommunications Ordinance, Chapter 868, of the Codified Ordinances; and

WHEREAS, Nodlight Telecommunications, Inc. has applied for a Permit to construct and operate a Telecommunication System in accordance with Chapter 868 of Part 8 of Lansing's Codified Ordinances; and

WHEREAS, Nodlight Telecommunications, Inc. has submitted the one thousand five hundred dollars (\$1,500.00) application fee; and

WHEREAS, the Public Service Department and the Board of Water and Light have reviewed the permit application and determined that the requirements of Chapter 868 for a permit application have been met by Nodlight Telecommunications, Inc.; and

WHEREAS, Subsection 868.14 of the Telecommunications Ordinance requires an annual maintenance fee, which shall be determined at the time of the award of the original permit by the City Council; and

WHEREAS, the Public Service Department has determined the costs associated with the annual maintenance fee to be One thousand Five Hundred Dollars (\$1,500.00);

WHEREAS, Subsection 868.14 of the Telecommunications ordinance requires an annual maintenance fee, which shall be determined at the time of the award of the original permit by the City Council; and

WHEREAS, the Public Service Department has determined the costs associated with the annual maintenance fee to be One Thousand Five Hundred Dollars (\$1500.00);

NOW THEREFORE BE IT RESOLVED that an annual maintenance fee of one Thousand Five Hundred Dollars (\$1500.00) for the Telecommunications Permit for HMC Telecom III, Inc. be established pursuant to the Telecommunications ordinance.

By Councilmember Beal

To discharge the Committee on Public Services from consideration of this item

Carried Unanimously

By Councilmember Beal

To place an affirmative roll on the resolution

Carried Unanimously

ORDINANCES FOR INTRODUCTION

INTRODUCTION OF ORDINANCES

The following ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by providing for the rezoning of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the Code for:

Z-10-99, 327 S. Walnut Street, "E-2" Local Shopping District to "G-1" Business District

was introduced by Councilmember Adado, read a first and second time by its title and referred to the Committee on Development and Planning

RESOLUTION #370
BY COUNCILMEMBER ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, August 23, 1999, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of opposing There were no Ordinances for Passage

OTHER BUSINESS

Public Comment on City Related Matters

Ron Preadmore of 4220 Christiansen said that he wants to know how Area 33 got ahead of Area 28. Their meetings were held way back in February of 1998. He thanked Councilmembers Benavides and Allen, as well as Mayor Hollister for helping them get the curve on Christiansen Rd. worked on. Unfortunately, the Engineer did it backwards. They made the curve sharper, rather than straightening it. He criticized Councilmember Benavides on the content of his campaign literature.

Beverly Miller of 413 Pearl St. said that the construction down by the Fish Ladder is a disaster waiting to happen. Kids are riding their bikes through the construction area and playing around the machinery. There are no safety precautions being taken.

Willy Williams of 505 W. Lenawee complimented the decorum amongs Councilmembers tonight. He stated his endorsements of candidates for the Third Ward Primary Election to be held Tomorrow, August 3, 1999. He suggested that Councilmember Benavides be made representative of the Third Ward for life.

Belinda Fitzpatrick of 224 S. Holmes St. said that the City needs a Charter Revision placed on the November Ballot, because we need to do something about the inconsistencies that presently exist between the charter requirement for holding elective office and the requirements for filing an affidavit that you have to sign in order to get on the ballot. She has filed a law suit against the City with regard to that affidavit. These inconsistencies have resulted in the incumbent First Ward Representative running unopposed. This situation goes back to the Sue Eby campaign for City Clerk. Ms. Eby won that campaign, but was found to be in default to the City. She was elected, but stepped down rather than challenge the wording of the Charter. There are 7 1/2 months between the time of filing the affidavit and the time that a Councilmember elect would take office. We need to make distinctions between felons and persons who are late in paying their property taxes. The Charter should allow a person to meet the requirements within the 7 1/2 intervening months. Gordon Wilson of 2304 Midwood St. said that he wants to know where the City is at on doing something for the kids on the south side of town. He asked Mr. Wiener for a response.

David Wiener answered that the Administration is meeting with the Parks Department. There were no Committee Reports

CITY OFFICERS & BOARD REPORTS

1. Letter from the City Clerk requesting City Council Approval of Ballot Language placing the question of a Charter Revision on the November 1999 General Election Ballot (Deadline for Approval is August 23, 1999)

REFERRED TO THE COMMITTEE OF THE WHOLE

2. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

and/or approving the proposed Zoning Map Amendment Z-10-99, 327 S. Walnut Street, "E-2" Local Shopping District to "G-1" Business District.

BY COUNCILMEMBER ADADO

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Murphy

NAYS: None

ABSENT: Councilmember Meyer

ORDINANCES FOR PASSAGE

to discuss the idea of a dance for teens on the southside. They are looking for a spot to hold it. They are also looking at providing additional programming in existing City Parks.

Mr. Wilson said that he knows a lady that has a building on Holmes and Pleasant Grove that she wants to donate to the City. He stated that Mr. Williams has a problem. He does not know what it is, but he will not stop to the level that Williams has lowered himself to.

Eugene Buckley of 818 N. Hayford St. said that private schools are not doing very well in the MEAP testing. They are taking money away from public schools, where the students need the most help and get the least amount of money allocated to them. Now the Public School System is being forced to buy advertisements from the media, as if they have the money to spend.

David Struble of 348 W. Randolph said that he has a problem on his street. He has a neighbor that uses way too much profanity in front of everyone, including little kids.

Council President Benavides asked Mr. Struble to meet with the City Attorney following tonight's meeting. He deals with these kinds of nuisance issues. City Attorney Smierka indicated that he would be happy to talk to Mr. Struble tonight after the meeting, or tomorrow in the City Attorney's Office.

Darryl Burgess of 1407 Prospect said that there was a terrific event at Riverfront Park the other day. He got it on tape. It will air on his show, Required Viewing this week. He requested an interview with President Benavides to talk about the Veterans Memorial Civic Center. He is documenting the creation, sale and demolition of the Civic Center.

Charlene Decker of 2711 Pleasant Grove urged everyone who lives in the Third Ward to get out and vote tomorrow. She recited a list of items that Councilmember Benavides voted for that she was opposed to.

Ed Simmer of 2609 Dier criticized Councilmember Benavides for making a donation to someone who works for a Charter School. He urged everyone to get out and vote tomorrow.

COMMITTEE REPORTS

RECEIVED AND PLACED ON FILE

3. Letter from the City Attorney re: The Estate of Edward Swansv. City of Lansing, LPD, et al

REFERRED TO THE COMMITTEE OF THE WHOLE

4. Letters from the Mayor re:

a. Z-10-99; 327 S. Walnut St.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- b. Consumers Power Easement Acquisition

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- c. Annual Telecommunications Permit Maintenance Fee for HMC Telecom III Inc.

RECEIVED AND PLACED ON FILE (SEE RESOLUTION #369)

- d. Public Improvement I; Sanitary Sewer Facilities on Valencia Blvd.

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- e. Saturday Parking Program Grace Period Extension

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- f. City's Recycling Promotion

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- g. Free Lugnuts Tickets - Community Family Night

REFERRED TO THE COMMITTEE OF THE WHOLE

- h. Eastside Neighborhood Summit Project Steering Committee Meeting Minutes

RECEIVED AND PLACED ON FILE

- i. Press Release: Mayor Hollister Leads Delegation to China

RECEIVED AND PLACED ON FILE

- b. 1123 W. Allegan, Application #98-084
c. 1241 Lathrop, Application #98-160
a. 1244 Shepard St., Application #98-161

REFERRED TO THE ECONOMIC DEVELOPMENT CORPORATION

3. Suspension item from Councilmember Murphy; a letter from constituents regarding the success of the Fireworks Ordinance

RECEIVED AND PLACED ON FILE

4. Suspension item from Councilmember Murphy; three letters regarding animal control

RECEIVED AND PLACED ON FILE

MOTION OF EXCUSED ABSENCE

By Councilmember Beal

To excuse Councilmember Meyer from tonight's meeting

Carried Unanimously

COUNCILMEMBER COMMENTS

Councilmember Adado said that he has known Councilmember Benavides as his Third Ward Council Representative for over 18 years, and he has done an excellent job of representing the Third Ward for all of that time. He is sorry that members of the audience have decided to make this a forum for public appeal. He urged everyone to get out and vote tomorrow. If you know Tony, like he knows Tony, you know he will

- j. Proposed Federalism Accountability Act of 1999

RECEIVED AND PLACED ON FILE

- k. Letters in opposition to an Animal Control Ordinance from: D. Kechak, Marion Wagner, Carla M. Mones:ere

RECEIVED AND PLACED ON FILE

- l. Transfer of Funds: Infrastructure Fund, Parks Millage and Parks & Rec.

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- m. Administrative and Executive Transfers

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. Request for Recognition of Non-Profit Status: Lansing Lugnuts Charities

2. Letters from the State of Michigan Department of Treasury requesting additional information on Applications for Neighborhood Enterprise Zones for the following properties:

represent the best interests of the residents in the Third Ward.

Councilmember Beal announced the cancellation of the meeting of the Public Services Committee scheduled for Tomorrow at 10:00 A.M. She reported visiting Holland on Lake Michigan last week and going to their skate park. This is an excellent facility, please go see it.

Councilmember Bauer asked Mr. Wiener to look at what is happening over in Logan Center with all of the trash laying around in it. People in that area are embarrassed by it. She requested that the Administration look to see if there is anything that the City can do to make the owners clean it up.

Councilmember Benavides reported talking to Dennis Sykes about the Logan Center. There is a buyer that is reportedly interested in this property. Now is the time to make conditions.

Councilmember Allen requested that she be included if a committee is forming to deal with a center on the South Side. She wants to be involved in any activity that takes place. She asked that the Administration look into the situation with the senior High Rise on Jolly Rd. behind K-Mart. There is a path through the woods to the store that the seniors use, but it is grown so high with weeds that it has become dangerous for them to use. The installation of a sidewalk would be helpful.

Councilmember Murphy urged everyone to attend the jazzes this weekend in Oldtown. He thanked the House of Myeasha for the Fashion Show at Riverview Place at 3535 Moores River Dr. this Saturday, and urged everyone to attend. There are many City dignitaries participating and a small reception will follow.

MAYOR'S EXECUTIVE ASSISTANT'S
RESPONSE TO COMMENTS

Mr. Wiener passed around a copy of a book on China that Mayor Hollister brought

back with him. He urged participation in the fashion show this weekend, and thanked everyone who has participated in planning it.

ADJOURNED 9:40 PM

MARILYN S. ADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF AUGUST 9, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Leeman, Murphy

ABSENT: Councilmembers Beal, Benavides, Meyer

The Invocation and Pledge of Allegiance were led by Councilmember Allen

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of July 26, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

There were no late items

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Councilmember Murphy announced that Assistant Police Chief Andy George is here and will report to Councilmembers and bring them up-to-date on the LPD Study of Crime Rates in the City. Mr. George will make his report following special ceremonies.

Councilmember Allen said that she has received several complaints from constituents who live on Pennsylvania Ave. about the lack of notice regarding the Pennsylvania Ave. resurfacing project. In one case a resident was given five minutes to remove his car from his driveway. Additionally the workmen left plastic binders out in the street after the work was done that the residents had to clean up. The City needs to make sure that residents are provided prior notification when street work is going to be done.

Councilmember Leeman announced that the Concert in the Park this Wednesday will feature "El Grupo Aldaco" at Frances Park. He urged everyone to turn out to see this well known band.

➤ Special Ceremonies

C. In consideration of an Amendment to Chapter 294, Section 294.02 to provide advance funding of Post-Retirement Health Insurance Benefits, to Establish a Health Insurance Fund, to Provide for Future City Contributions to the Health Insurance Fund and to Provide for Future Payments from the Health Insurance Fund

Councilmember Allen asked if employees had been notified of this hearing. Councilmember Adado stated that the normal notification process was followed. Employees were not notified any more or less than every other citizen was.

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

➤ Public Comment on Legislative Matters:

There were no Legislative Matters to accept public comment on

LEGISLATIVE MATTERS
RESOLUTIONS

There were no Legislative Matters for Action

1. Joseph Graves, Chief of Staff to Mayor Hollister, along with Council President Bauer introduced Mr. Haahn and Stephanie Demmer, Teachers from Eastern High School and several of their students. Eastern High is participating in "Book and Picture Day," a program where students from Eastern High are asked to report one day early to school in order to meet their teachers, get their locker assignments and books and have their pictures taken. This will give the kids who participate a good head start on the school year.

2. Fire Chief Martin and Doug Simon of the Fire Department Introduced three employees of a Board of Water and Light Line Crew who rescued a woman from a house fire at 210 Rosamond on July 25th when a basement fire erupted and trapped a woman in the bedroom upstairs from it. The members of this brave crew extended their own ladder to the woman's bedroom and rescued her from the fire. Fire Chief Martin and Captain Simon presented certificates of appreciation to the three crew members.

3. Assistant Chief of Police, Andy George, gave an update report on the LPD Study on crime in the City. Mr. George indicated that he believes that the Police Department is heading in the right direction, and the job that the citizens are doing has been very successful also. Arrests for drunk driving, liquor law violations and drug violations are all up. One year ago, the Department reassigned a number of officer from a variety of duties back to patrol duty. He believes that this has helped create the impact that we see today.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

A. In consideration of Z-09-99; 303 W. Kalamazoo St. Petition for Rezoning from "E-1" Apartment Shop, "E-2" Local Shopping, "G-1" Business and "J" Parking Districts to "G-1" Business and "J" Parking Districts filed by Ingham County to allow for construction of a governmental building and associated parking lot to be used as a Courts facility

There Were No Speakers For This Public Hearing

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

B. In consideration of a Special Assessment for Public Improvement in the form of 1999 Sidewalk Repair in the area bounded by Grand River Ave., Tecumseh River Rd. and Edgebrook Dr., Also the area bounded by Willow St., Pine St., Saginaw St., and Martin Luther King, Jr. Blvd.

There Were No Speakers For This Public Hearing

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

ORDINANCES FOR INTRODUCTION

There were no Ordinances for Introduction

ORDINANCES FOR PASSAGE

There were no Ordinances for Passage

OTHER BUSINESS

➤ Public Comment on City Related Matters

Eugene Buckley of Hayford St. stated his opposition to the traffic calming process in Area 33. The resolution that was adopted by City Council last week. He suggested that Councilmembers visit Geneve St. in Dewitt Township, this will give them an idea of what they have created. Everyone that spoke in support of this project did so because they do not like cars speeding up and down their streets. This action was totally unnecessary, all we need is for the police to enforce the laws that are already in place.

William Hubbell of 3916 Wedgewood said that he read recently that City Code Compliance Officers are increasing their efforts. This does not mean trouble just for the landlords, it means trouble for the tenants, as well, because, if the landlord is providing housing at a reasonable cost to their tenants, they will no longer be able to do so because they will have to raise the rent to pay for the cost of repairs to their property.

Frank Curtis "X" suggested that the Federal Government give the budget surplus to African Americans to honor the promise of 40 acres and a mule that were made to them after the Civil War. He read an article from a Grand Rapids newspaper about their plans for their school district.

Clyde Smith of 2244 Tecumseh River Dr. reported that he received a call from Attorney Shawna Dunning about a nuisance issue they have in their neighborhood with a business being run from a residential location. The female who owns this property stepped up and had her tenants evicted in order to protect the residential character of their neighborhood. This is a good landlord who cares about the people in the area around her property. He thanked Mayor Hollister, David Wiener, Pete Rose, Christine Smith and Councilmember Murphy for their help with the Padnos Steel problem. He, along with his wife Christine, are beginning a new neighborhood organization.

Russell Terry of 121 E. Mt. Hope stated his support of Councilmember Allen. She is doing all she can for the Second Ward. He stated a complaint that last week when he arrived in Council Chambers, the sign in sheet was already gone from the registration table and he was not able to sign in to speak.

COMMITTEE REPORTS

There were no Committee Reports.

CITY OFFICER & BOARD REPORTS

1. Letter from the City Clerk submitting Licenses and Bonds for Referral - Transfer of Class C Liquor Licenses.

f. Letter regarding Clark Construction Co.'s Rating as Out-State Michigan's Largest Construction Services Firm.

RECEIVED AND PLACED ON FILE

g. Construction Schedule for the River Trail East Project.

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

h. Transfer of Funds: Public Service Dept., Parks & Recreation Dept.

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

i. Amending the Washington Square Neighborhood Enterprise Zone to Add Three Parcels.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

j. LS-15-99; 6952 S. Washington Ave.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

k. Public Improvement II and III; Valencia Blvd.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides.

Carried unanimously.

1. Letter from the State of Michigan Department of Transportation submitting Contract #99-5316 for City-Wide Traffic Signal Modernization and Interconnection Work.

- From FOM of Lansing to Karrie Slominski
- From Tony's Lounge, Inc. to GO BLUE

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

2. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office.

RECEIVED AND PLACED ON FILE

3. Letters from the Mayor re:

- a. Letter of Appreciation from Mary Hauser to LPD Special Operation Section

RECEIVED AND PLACED ON FILE

b. Press Releases: BW&L, Recycler of the Week, Hudson's Grants to Non-Profit Organizations

RECEIVED AND PLACED ON FILE

- c. Black Child & Family Institute Satellite of the North Network Center

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- d. Letter of Appreciation from Shelli A. Thelen for the "Summer Kids Thing"

RECEIVED AND PLACED ON FILE

- e. Letter of Appreciation from Gary A. Dunn for the "Summer Kids Thing"

RECEIVED AND PLACED ON FILE

REFERRED TO THE MAYOR AND THE TRAFFIC BOARD

MOTION OF EXCUSE & ABSENCE

By Councilmember Murphy

To excuse Councilmember Beal from Tonight's Proceedings

Carried Unanimously

COUNCILMEMBERS COMMENTS

Councilmember Murphy announced that the Public Safety Committee is not meeting this week, but will meet at their regularly scheduled time next week. He refuted a quote that was attributed to him in a newspaper article about the code compliance issue. Sometimes what you say is not what people hear, and sometimes people hear things that you did not say. He did not make any remarks that would imply any diminishment of the work of neighborhood activists. He was misquoted in the article. He congratulated Flora and Mike Boles on their 25th Wedding Anniversary last week.

Councilmember Bauer reported that she had an opportunity to attend the North Town Jazzfest last weekend. This was a wonderful event, and she urged Councilmembers to mark their calendars for this event next year. She thanked the group of volunteers who put this event on. She expressed her condolences to Helen Elliott on the death of Bill Elliott. Bill was a Volunteer at Ingham Medical Center for many years, and will be sorely missed. She congratulated the residents of a wonderful neighborhood she recently visited in the Fourth Ward on Cleo St., Verlinden and Oakland. This is a fine neighborhood in the City, and she appreciates everything that the residents over there do to make such a pleasant place in the City. She urged all residents on Moores River Dr. to attend the Meeting at Francis Park, Tomorrow at 6:00 P.M. to discuss shoreline stabilization.

MAYOR'S EXECUTIVE ASSISTANTS RESPONSE TO COMMENTS

Mr. Graves did not have any comments.

ADJOURNED 7:45 P.M.
MARILYN SLADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF AUGUST 16, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Benavides, Leeman, Meyer, Murphy

ABSENT: Councilmember Beal

The Invocation and Pledge of Allegiance were led by Councilmember Meyer

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of August 2nd and August 9th, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Bauer

To accept the following under suspension of the rules:

1. From Councilmember Bauer; a Resolution authorizing a change of location for the September 13, 1999, City Council Meeting to allow for an Outside Meeting to be held at Dwight Rich Middle School

2. From Councilmember Murphy; a letter from Leela Madhava Rau, Co-President of the Moores Park Neighborhood Organization, regarding the fire damaged property located at 1609 Coleman Ave.

3. From Councilmember Murphy; a letter from Mayor Hollister submitting the Appointment of Charles Bicey to the Ingham County/City of Lansing CCAB for Council Confirmation

4. From Councilmember Allen; a request that Item VIII B-2c, Denial of the Claim of Gwendolyn Dupard, be pulled from the Agenda

Chief Martin introduced Darryll Taylor, a civilian who rescued two people from a fire at the Capitol Commons Housing Development on the Grand River in Downtown Lansing. He presented Mr. Taylor with a Certificate of Recognition and a LFD Tee-shirt, and thanked him for his courageous actions that saved the life of two people. Mr. Taylor thanked Chief Martin for the recognition and appreciation and said that the real heroes are the Firemen and Policemen who put their lives on the line every single day for the Citizens of Lansing.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

2. In consideration of IPR-01-99, Application for Industrial Facilities Exemption Certificate filed by Neogen Corporation at 600 Leshar Place

David Wall of 1248 Calumet Dr. in Dewitt, Representing Neogen Corp., said that he is the manager of the building involved in this request. They expect to create 25 new jobs with this expansion. They only had 15 employees when they got their first IFEC in Lansing, now they have over 100. He asked for Council's support of this request.

5. From Councilmember Allen; a request for appropriation of Community Use Funds from St. Vincent/Catholic Social Services

6. From Councilmember Murphy; a letter from Kim Tyson of 2506 Boston Blvd. requesting that a traffic study be conducted at the intersection of Boston Blvd. and Lorraine St.

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Councilmember Murphy announced that the West Town Redevelopment Association will meet tomorrow, August 17, 1999, at Grace Lutheran Church on MLK Blvd. at 12:00 P.M. and that the Genesee Neighborhood Association along with the Old Forest Neighborhood Association and North Network Center will host a free event at the Black Child and Family Institute for the residents in those areas.

Councilmember Leeman announced that the Concert in the Park this week will be held at Ranney Park at 7:00 P.M. and will feature internationally known Flutist Alexander Zonjic.

➤ Special Ceremonies

A. Chief Martin of the Fire Department introduced his new Assistant Fire Chief, Charles Booth. Mr. Booth comes to us most recently from LCC where he taught many of our firefighters their skills in the Fire Sciences Program. He also served as the former Fire Chief and Police Chief of Sault St. Marie and served on the Ingham County Paramedics Program. Mr. Booth has earned his Bachelors and Masters Degrees in Fire Sciences Administration and is currently in the process of completing his Doctorate. Chief Booth stated his pleasure at being selected to serve as the Assistant Fire Chief for the Lansing Fire Department, which he has always admired. He said that he looks forward to being a part of this fine team.

➤ Public Comment on Scheduled Public Hearings

1. In consideration of IDD-03-99, Application for Industrial Development District filed by Jet Engineering at Lot 1, 2 and 6 Jet Place

Tony Sokol of 3940 Sahara Trail in Muskegon, Representing Jet Engineering, stated that He is here to answer any questions Councilmembers may have. He asked that they give this application favorable consideration.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

3. In consideration of Z-07-99; 2726 N. Grand River Ave., Petition for Rezoning from "A" Residential and "G-2" Wholesale to "G-2" Wholesale and "J" Parking Districts filed by Richard Lorencen of Central Signs to allow for expansion of the existing sign business

There were no speakers for this Public Hearing

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

4. In consideration of Z-08-99, 914-1008 W. Washtenaw, 909-1003 W. Washtenaw, 300-318 S. Butler and 912-1010 W. Kalamazoo, Petition for Rezoning from "C" Residential to "D-1" Professional Office District filed by Charles J. Abraham of Seven Block Development LC to allow for construction of a two-story office/commercial center pursuant to the Seven Block Development Plan

There were no speakers for this Public Hearing

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

Public Comment on Legislative Matters:

Erica Crosley of 228 S. Foster protested the denial of his claim. He claimed that the notice that he received was non-specific, and said that he feels that the notices sent out by code compliance should be specific about items that have been removed from property. He does not feel that the General Services Committee dealt fairly with him. They did not take his facts into consideration. They denied his claim out of hand, without reading the information that he submitted to them.

Beverly Miller of 413 Pearl St. asked if Councilmembers received specific information COST OF IMPROVEMENTS:

ASSESSMENT ROLL # 61	CITY CONTRIBUTION	ASSESSABLE PROPERTY OWNER
SIDEWALK REPAIRS	141,952.41	77,181.24
TOTAL COSTS	141,952.41	77,181.24

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council will hold a public hearing on Tuesday, September 7, 1999, at 7:00 PM, in the Council Chambers, to review, prior to confirmation, said assessment roll; and

BE IT FURTHER RESOLVED that the City Clerk and the Public Service Director are hereby requested to give due notice of this public hearing as provided by Chapter 1020, Section 1026.06 (c) (1), of the Code of Ordinances by publishing a notice of a public hearing in a daily newspaper of the City, not more than twenty days and not less than ten days before such public hearing. Said notice shall include the time and place of the hearing; a description of the section or area of the City determined by Council to be within the assessment district as contained in the special assessment roll; where the special assessment roll is on file and may be examined; that any person aggrieved by the assessments as contained in the special assessment roll, or the necessity of the improvement, may file a written objection thereto which must be delivered to the

City Clerk prior to the close of the hearing, or the person may appear and protest: the same at the public hearing in person or by his or her representative; that the appearance and protest: or written protest: in the manner described is required if the person desires to appeal the amount of the assessment to the Michigan Tax Tribunal; and that any appeal to the Michigan Tax Tribunal must be taken within thirty days of the confirmation of the special assessment roll, provided a protest was timely made.

BE IT FINALLY RESOLVED, that pursuant to the requirement of 1962 PA 162, as amended, MCL 211.741, et seq.; MSA 535.34(1), et seq., appearance and protest at the hearing in the special assessment proceedings is required in order to appeal the amount of the special assessment to the State Tax Tribunal. An owner or party in interest, or his or her agent may appear in person at the hearing to protest the special assessment, or shall be permitted to file his or her appearance or protest by letter and his or her personal appearance shall not be required.

I hereby certify that funds are available for the City of Lansing's share of said project in

as to the decibel of noise that would be generated by the Lanzo Construction Company drilling and boring equipment.

LEGISLATIVE MATTERS RESOLUTIONS

RESOLUTION #371

BY ELLEN BEAL

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING PUBLIC IMPROVEMENT III

WHEREAS, pursuant to the resolution adopted by this council on May 10, 1999, the City Assessor has completed the assessment roll for sidewalks and furnished the following information:

PROJECT TITLE: 1999 Sidewalk Repair Contract A, P.S. #01051

PROPERTIES BENEFITED: The area bounded by Grand River Avenue, Tecumseh River Road, and Edgebrook Drive. Also the area bounded by Willow Street, Pine Street, Saginaw Street, and Martin Luther King Jr. Boulevard. Excepting all public streets and alleys and other land deemed not benefited.

accounts #410-933690-974200-13071 and 404933602-974200-04228.

Charles S. Remenar,
Deputy Controller

By Councilmember Allen

Carried Unanimously

RESOLUTION #372

BY THE COMMITTEE ON GENERAL SERVICES RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Slick Shirts Screen Printing, 805 Vine Street, appealed a trash violation to the General Services Committee on Tuesday, August 10, 1999; and

WHEREAS, Slick Shirts Screen Printing sought to eliminate the \$1,780.10 special assessment on its December 1998 property tax bill from the actual cost of the contractor; and

WHEREAS, the General Services Committee heard the claim and voted to deny the claim for \$1,780.10. The Committee, instead, voted to reduce the amount of the claim to \$805.35;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies the claim of Slick Shirts Screen Printing for trash removal for \$1,780.10 and grants a settlement to reduce the amount of the special assessment involving Slick Shirts Screen Printing at 805 Vine Street from \$1,780.10 to \$805.35;

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

By Councilmember Allen

Carried Unanimously

RESOLUTION #373

BY THE COMMITTEE ON GENERAL SERVICES RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Erica Crosley, 228 S. Foster, appealed a trash violation to the General
WHEREAS, Erica Crosley sought to eliminate the \$615.00 special assessment on her
July 1998 property tax bill for the actual cost of the clean up; and

WHEREAS, the General Services Committee heard the claim and voted to deny the
claim Erica Crosley;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies the
claim of Erica Crosley to eliminate the \$615.00 special assessment involving 228 S.
Foster;

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps
to process this claim.

By Councilmember Allen

Carried Unanimously

THIS RESOLUTION WAS PULLED FROM THE AGENDA AT THE REQUEST OF
COUNCILMEMBER ALLEN

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Ronnie and Gwendolyn DuPard, 2701 Risdale, appealed a trash violation
to the General Services Committee on Tuesday, August 10, 1999; and

WHEREAS, Ronnie and Gwendolyn DuPard sought to eliminate the \$286.40 special
assessment on their December 1998 property tax bill from the actual cost of the
contractor; and

WHEREAS, the General Services Committee heard the claim and voted to deny the
claim;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies the
claim of Ronnie and Gwendolyn DuPard to eliminate the \$286.40 special assessment
involving 2701 Risdale;

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps
to process this claim.

RESOLUTION #374
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

BE IT FURTHER RESOLVED, that should a contract be offered by the Michigan
Department of Corrections, the Mayor and the City Clerk are authorized to sign any
necessary contracts and/or subcontracts consistent with this resolution subject to
approval as to form by the City Attorney; and

BE IT FINALLY RESOLVED, that the passage of this resolution and approval of this
application does not commit the City Council of the City of Lansing or the Community
Corrections Advisory Board to any specific Probation Residential Center project
and/or site.

By Councilmember Bauer

Carried Unanimously

RESOLUTION #376
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Services Committee on Tuesday, August 10, 1999; and

WHEREAS, Lanzo Construction Company has requested a waiver of the noise
ordinance in order to complete work on the North East Interceptor Project in a timely
manner; and

WHEREAS, Lanzo Construction Company has determined that micro tunneling
operations at the site will require 24-hour work and some Saturday work will be needed
to expedite road crossings that should reduce traffic congestion and delays; and

WHEREAS, no one spoke against the issuance of a waiver of the noise ordinance for
Lanzo Construction Company at the public hearing on this matter held on August 2,
1999 in Council Chambers;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby waives
the noise ordinance to permit the Lanzo Construction Company to complete the work
on the North East Interceptor Project in a timely manner.

By Councilmember Allen

Carried Unanimously

RESOLUTION #375
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Michigan Community Corrections Act of 1988 (PA 511) authorizes
the establishment of a Community Corrections Advisory Board (CCAB) and
Community Corrections programming; and

WHEREAS, Ingham County and the City of Lansing formed a joint CCAB in 1990;
and

WHEREAS, PA 511 also provides for the funding of CCAB Administration and
Community Corrections programming; and

WHEREAS, a Comprehensive Community Corrections Plan was approved by the
Ingham County Board of Commissioners, the Lansing City Council, and the State
Office of Community Corrections;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council, hereby,
approves submitting a grant application to the Michigan Department of Corrections
for \$286,275 in CCAB Plans and Services funds and \$563,606 for Probation Residential
Services for a total of \$849,881 for the time period of October 1, 1999 through September
30, 2000 and

WHEREAS, the City of Lansing and the Capitol City Lodge #141, Fraternal Order of
Police, Non-Supervisory Division have negotiated a labor agreement for the period
covering July 1, 1998 through June 30, 2001; and

WHEREAS, the Non-Supervisory unit membership has ratified this agreement; and

WHEREAS, the Mayor has recommended that the contract be approved; and

WHEREAS, the City Council has reviewed the contract provisions; and

WHEREAS, the proposed agreement is within the parameters established by the City
and within budget limitations;

NOW, THEREFORE BE IT RESOLVED, that the City Council hereby ratifies the
contract between the City of Lansing and the Capitol City Lodge #141, Non-
Supervisory Division of the period July 1, 1998 through June 30, 2001; and

BE IT FURTHER RESOLVED, that the Committee of the Whole authorizes the
Administration to process the necessary appropriations and transfer to the appropriate

salary and fringe benefit accounts to fund this agreement.

By Councilmember Bauer

Carried Unanimously

**RESOLUTION #377
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the City Council has initiated an effort to hold meetings in each of the Wards to encourage more participation and a greater understanding of the issues of each Ward;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, will meet on Monday, September 13, 1999, at 7:00 p.m. at the intersection of Hampden, Woodview, and Colonial, near Dwight Rich Middle School, instead of the 10th floor of City Hall

By Councilmember Bauer

Carried Unanimously

ORDINANCES FOR INTRODUCTION

There were no Ordinances for Introduction

There were no Committee Reports

CITY OFFICERS & BOARD REPORTS

1. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

2. Lansing Police Department Annual Report for 1998

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

3. Letters from the Mayor re:

a. FY 2000-2005 Consolidated Strategy and Plan Submission Schedule of Events

RECEIVED AND PLACED ON FILE

b. News Releases: LPD Victim Advocacy Program; LFD Assistant Chief Position Filled

RECEIVED AND PLACED ON FILE

c. Appointment of Linda Sims to the Board of Police Commissioners for an At-Large Term To Expire June 30, 2003

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

d. Reappointment of Carol Rall to the Mayor's Citizens Advisory Committee on Recycling for a Term To Expire June 30, 2003

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

e. Reappointment of Kerin O'Brien to the Mayor's Citizens Advisory Committee on Recycling for a Term To Expire June 30, 2003

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

ORDINANCES FOR PASSAGE

There were no Ordinances for Passage

OTHER BUSINESS

Public Comment on City Related Matters

Eugene Buckley of N. Hayford St. urged Councilmembers to go to DeWitt Township and visit Geneve St. to see what traffic calming can do to a neighborhood. He spoke regarding the MEAP scores for the Lansing School District.

Beverly Miller of 413 Pearl St. said that North Lansing and Old Town have the biggest and healthiest river rats in the world. She cannot believe they have gotten so big. She has set traps out. She believes that it is the various development projects that are going on in North Lansing that have driven the rats out of their hiding places. She demanded that the City do something to control this rat population.

Frank Curtis "X" said that Council President Benavides has always done a very good job of representing him as a Third Ward Resident. They still need a place for the kids on the South side of town. They are tired of hate crimes. He asked how you can tell a hate crime from any other kind.

COMMITTEE REPORTS

f. Sale of Property located at 918 W. Lenawee St.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

g. LS-0199; 2000 Block S. Moffit St

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

h. Suspension item from Councilmember Murphy; a letter from Mayor Hollister submitting the Appointment of Charles Bicey to the Ingham County/City of Lansing CCAB for Council Confirmation

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

i. Suspension item from Councilmember Allen; a request for appropriation of Community Use Funds from St. Vincent/Catholic Social Services

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. Letter from the State of Michigan Department of Consumer & Industry Services Liquor Control Commission submitting notice of Application for SDM Licensed Business by Rite Aid of Michigan, Inc. at 3825 W. Jolly Rd.

RECEIVED AND PLACED ON FILE

2. Letter from Don Walker of Hobart Sales and Service requesting approval for the relocation of his business to 2808 MLK Blvd. in the Enterprise Zone

REFERRED TO THE ECONOMIC DEVELOPMENT CORPORATION

3. Letter from Richard McCulloch of 2013 Irene St. appealing the decision of the

Decision of the Claims Review Committee

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

4. Notice from the State of Michigan Department of Environmental Quality of Application for Permit for Construction in the Floodplain of the Grand River filed by Ferguson Development at 1223 Turner St. to Replace and Repair the Collapsed Concrete Retaining Wall along the River

REFERRED TO THE DEPARTMENT OF PUBLIC SERVICES

5. Letter from Willy Williams of 505 W. Lenawee regarding the results of the 1999 City of Lansing Odd Year Primary Election in the Third Ward

RECEIVED AND PLACED ON FILE

6. Suspension item from Councilmember Murphy; a letter from Leela Madhava Rau, Co-President of the Moores Park Neighborhood Organization, regarding the fire damaged property located at 1609 Coleman Ave.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

7. Suspension item from Councilmember Murphy; a letter from Kim Tyson of 2506 Boston Blvd. requesting that a traffic study be conducted at the intersection of Boston Blvd. and Lorraine St

REFERRED TO THE MAYOR AND THE COMMITTEE ON PUBLIC SAFETY

MOTION OF EXCUSED ABSENCE

By Councilmember Leeman

To excuse Councilmember Beal from tonight's proceedings

Carried Unanimously

COUNCILMEMBER COMMENTS

Councilmember Meyer reported that his family were part of a recent goodwill mission to Japan that included Lieutenant Governor Poshumous. He has a gift for Mayor Hollister from the Mayor of Otsu. This was a very positive and rewarding experience for his entire family.

MAYOR'S EXECUTIVE ASSISTANT'S
RESPONSE TO COMMENTS

Mr. Wiener reported that the 7th Annual Car Capital Celebration will be held on August 20th through 21st. He urged everyone to participate in this event. This Wednesday is the annual employee recognition picnic from 4:00 P.M. to 7:00 P.M. at Frances Park. Everyone is invited to participate in this event as well. Tomorrow Chief Johnson will kickoff the annual United Way Campaign.

ADJOURNED 8:00 P.M.

MARILYN S. ADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF AUGUST 23, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: Councilmember Adado

The Invocation and Pledge of Allegiance were led by Reverend Ruth Maness of Ebenezer Baptist Church followed by a moment of silence in remembrance of Verna Ozanich.

APPROVAL OF MINUTES

The Approval of the August 19, 1999 Minutes was pulled from the Agenda at the request of the City Clerk

CONSIDERATION OF LATE ITEMS

By Councilmember Allen

To accept the following under suspension of the rules:

1. From Councilmember Allen; a Resolution authorizing the issuance of a Fireworks Display Permit to Larry Holly
2. From Councilmember Meyer: a Resolution Authorizing Grant Acceptance for the Highway Safety Project
3. From Councilmember Allen; a Request that Item VIII-B-1(b), Transfer of Ownership of Class C. to Karrie Slominski

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

Ronald Bloomberg of 2126 Moores River Drive stated that he is a member of the State Bar which is located at 306 Townsend in the same block as this proposed development. He stated that a utility at this corner blocks the view of the Capitol and also would detract from the historical and beautiful buildings in this area. He feels the project does not meet the criteria for rezoning as outlined in the Code of Ordinances.

Thomas Byerley, also from the State Bar, stated that they just completed a \$3 million dollar remodeling of their business and they don't want this huge building next to them or the noise that it will generate.

Mike Lashbrook of 332 Townsend, President of the Michigan Beer & Wine Wholesalers, stated that they are opposed to this project. They are also considering an expansion and this project would impact on that. They are concerned about loss of property values if this project is completed.

to place the question of a Charter Revision Commission on the November ballot. The wording is biased and would generate a "No" vote.

➤ Announcement of City Events:

There were no announcements of City Events

➤ Special Ceremonies

Vice President Bauer and her husband, Doug Langham, introduced members of a delegation of leaders from Russia. Seven area Rotary clubs are hosting this delegation while they are in Lansing.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

1. In consideration of Z-10-99; 327 S. Walnut St., Petition for Rezoning from "E-2" Local Shopping to "G-1" Business District filed by the Board of Water & Light to allow for construction of a public utility facility for their Chilled Water District

THE COMMENTS FOR THIS PUBLIC HEARING WERE TAKEN IN CONJUNCTION WITH THE COMMENTS ON SLU-05-99 BELOW AND THIS ITEM WAS REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

2. In consideration of SLU-05-99; 327 S. Walnut St., Petition for Special Land Use filed by the Board of Water & Light to allow for Construction of a public utility facility for their Chilled Water District

Joseph Pandey, CEO, Board of Water & Light described the proposed project. He stated that the machinery would be encased in concrete to absorb any noise, it will be completed in an architectural style to blend into the area, there will be no smoke stack at this location and the site will be landscaped. The project would be financed by revenue bonds and will cost an estimated \$24 million dollars.

Linda Homes of 809 Tanglewood, East Lansing, stated that her family home is at 325 W. Washtenaw near this proposed project. They are concerned that this project will take away from the value of their home. They are also concerned about the noise level and health issues.

David Anderson of 320 W. Ottawa represents SAGA radio network which is immediately next door to this proposed project. He feels this project would put them out of business due to the noise and vibration it would generate. They have an uplink on the top of their building to distribute their radio signal and this project would block transmission of that signal.

Lloyd Teets of 116 E. Elm stated his opposition to the project. He asked how you can build a utility in an area zoned "G-1" business district.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

➤ Public Comment on Legislative Matters:

Lloyd Teets of 116 E. Elm stated he is opposed to the language

LEGISLATIVE MATTERS
RESOLUTIONS

RESOLUTION #378
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Licensing and Enforcement Division of the Michigan Liquor Control Commission has issued a Class C licensed business to Tony's Lounge; and

WHEREAS, GO BLUE, LC, has obtained the appropriate signatures to transfer ownership from Tony's Lounge; and

WHEREAS, the Committee on General Services reviewed and executed the forms and the request on August 23, 1999; and

WHEREAS, the Committee on General Services approved the transfer of the Class C licensed business to GO BLUE, LC;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council hereby concurs with the recommendation of the Committee on General Services to approve the transfer of the Class C licensed business from Tony's Lounge to GO BLUE, LC; and

BE IT FURTHER RESOLVED, the City Clerk is requested to notify GO BLUE, LC of the approval by the City Council.

BY COUNCILMEMBER ALLEN

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council hereby approves the request by Karrie A. Slominski to transfer ownership of a 1997 Class C licensed business with SDM and Sunday Sales Permit, located in escrow at 108 S. Washington, Lansing ownership from KMD of Lansing, Inc., Michael W. Puemer, Trustee;

BE IT FURTHER RESOLVED, the City Clerk is requested to notify Karrie A. Slominski, 13808 Brookside, Sterling Heights, Michigan 48313, of the approval by the City Council.

RESOLUTION #379
BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has appointed Linda Sims, 1117 W. Northrup, replacing Willard Walker who resigned, to the Board of Police Commissioners as an At-Large representative; and

WHEREAS, the Committee on Public Safety concurs with the appointment of Linda Sims;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the appointment of Linda Sims to the Board of Police Commissioners as an At-Large representative for a term to expire June 30, 2000.

BY COUNCILMEMBER MURPHY

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

NAYS: 1 (Councilmember Meyer absent and unexcused for this vote)

RESOLUTION #380
BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has reappointed Patty Farhat Reed, 2501 Hampden Drive, to

CARRIED UNANIMOUSLY

THIS ITEM WAS PULLED FROM THE AGENDA AT THE REQUEST OF COUNCILMEMBER ALLEN AND REFERRED BACK TO THE COMMITTEE ON GENERAL SERVICES

BY THE COMMITTEE ON GENERAL SERVICES
SOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Licensing and Enforcement Division of the Michigan Liquor Control Commission had issued a 1997 Class C licensed business with SDM and Sunday Sales Permit, to KMD of Lansing, Inc.; and

WHEREAS, Karrie A. Slominski, has obtained the appropriate signatures to transfer the ownership of 1997 Class C licensed business with SDM and Sunday Sales Permit, located in escrow at 108 S. Washington, Lansing ownership from KMD of Lansing, Inc., Michael W. Puemer, Trustee; and

WHEREAS, the Committee on General Services reviewed and executed the forms and the request on August 23, 1999; and

WHEREAS, the Committee on General Services approved the request by Karrie A. Slominski to transfer ownership of a 1997 Class C licensed business with SDM and Sunday Sales Permit, located in escrow at 108 S. Washington, Lansing ownership from KMD of Lansing, Inc., Michael W. Puemer, Trustee;

the Board of Police Commissioners as an At-Large representative; and

WHEREAS, the Committee on Public Safety concurs with the reappointment of Patty Farhat Reed;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the reappointment of Patty Farhat Reed to the Board of Police Commissioners as an At-Large representative for a term to expire June 30, 2003.

BY COUNCILMEMBER MURPHY
 ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

NAYS: 1 (Councilmember Meyer absent and unexcused for this vote)

RESOLUTION #381
BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has appointed Rev. Charles Bicy, 3000 W. Miller Road, to the Community Corrections Board as the At-Large faith community representative; and

WHEREAS, the Committee on Public Safety concurs with the appointment of Rev. Charles Bicy;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the appointment of Rev. Charles Bicy to the Community Corrections Board as the At-Large faith community representative for a term to expire June 30, 2002.

BY COUNCILMEMBER MURPHY

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

NAYS: 1 (Councilmember Meyer absent and unexcused for this vote)

RESOLUTION #382
BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
PUBLIC IMPROVEMENT I

PROPERTIES BENEFITED: Green Street from Grand River Avenue to the north end. Excepting all public streets and alleys and other land deemed not benefitted. And that the construction of these improvements, known as **GREEN STREET SIDEWALK IMPROVEMENTS**, may be ordered.

WHEREAS, the City Council has determined that this proposed public improvement will benefit especially properties in the vicinity of the work to be done and that a benefit district pursuant to Chapter 1026 of the Lansing Code of Ordinances should be established to be specially assessed for the public improvement;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby determines it to be of a public necessity to construct the following public improvements: sidewalk repair on Green Street.

BE IT FURTHER RESOLVED that the Department of Public Service is hereby authorized to prepare necessary plans and specifications for these improvements, obtain the necessary easements for construction, and to determine the cost of said project in sufficient detail to establish the special assessment district and the applicable assessment to the properties in the district, and to furnish said information to the Mayor and City Council.

BY COUNCILMEMBER BEAL

CARRIED UNANIMOUSLY

RESOLUTION #383
BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
PUBLIC IMPROVEMENT I

WHEREAS, the Public Service Department has established the need for construction of sanitary sewer facilities for Valencia Boulevard from approximately 810 feet west of Martin Luther King, Jr. Boulevard to the West End according to the valid petition (on file in the City Clerk's office) signed by owners of 75% of the benefitted frontage lots; and

WHEREAS, the City Council has determined that this proposed public improvement will benefit especially properties in the vicinity of the work to be done and that a benefit district pursuant to Chapter 1026 of the Lansing Code of Ordinances should be

STORM SEWER All lands fronting on Valencia Boulevard from Martin Luther King Jr. Boulevard to the west end except those lands adjacent to Martin Luther King Jr. Boulevard that have previously assessed for storm sewer improvements.

PROPERTY BENEFITED
SANITARY SEWER All lands fronting on Valencia Boulevard from a point approximately 911 feet west of Martin Luther King Jr. Boulevard to the west end.

WHEREAS, the City Assessor has completed the assessment roll for curb and gutter, based upon contract costs and other related costs of construction, and furnished the following information:

ENGINEER'S ESTIMATE, COST OF IMPROVEMENTS:

WHEREAS, Chapter 1024.03 of the Code of Ordinances recognizes that the repair and reconstruction of public sidewalk is a necessity, and

WHEREAS, the Council is in the process of determining whether it is a matter of public necessity to repair sidewalk in front of and adjacent to the properties described below:

established to be specially assessed for the public improvement;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby determines it to be of a public necessity to construct the following public improvements: sanitary sewer facilities in Valencia Boulevard from approximately 911 feet west of Martin Luther King, Jr. Boulevard to the West End.

BE IT FURTHER RESOLVED that the cost of these improvements is to be financed by special assessments to the benefitted property owners, and that the City's public share of the project shall be paid from FY2000 Street Improvement Fund.

BE IT FINALLY RESOLVED that the Department of Public Service is hereby authorized to prepare necessary plans and specifications for these improvements, obtain the necessary easements for construction, and to determine the cost of said project in sufficient detail to establish the special assessment district and the applicable assessment to the properties in the district, and to finish said information to the Mayor and City Council.

By Councilmember Beal

Carried Unanimously

RESOLUTION #384
BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
PUBLIC IMPROVEMENT II/III

WHEREAS, pursuant to the Public Improvement I adopted by this Council, the Director of Public Service has completed the plans and specifications and furnished the following information:

PROJECT TITLE: Reconstruction of Valencia Boulevard from Martin Luther King Jr. to the west end. 1999 Street Reconstruction P.S. 01048.

PROPERTY BENEFITED
CURB AND GUTTER All lands fronting on Valencia Boulevard from Martin Luther King Jr. Boulevard to the west end.

PROPERTY BENEFITED

ASSESSMENT ROLL NO. 351	CITY CONTRIBUTION	ASSESSABLE PROPERTY OWNER
Curb & Gutter Costs	\$0.00	\$33,413.47
Storm Sewer Costs	\$4,642.00	\$46,464.03
Sanitary Sewer Costs	00.00	\$42,892.13
Other Costs	\$25,104.00	\$25.00
Total	\$29,746.00	\$122,769.63

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby directs that the above mentioned plans, specifications, and other pertinent information regarding this project be received, approved, and placed on file for public inspection; and

BE IT FURTHER RESOLVED the Director of Public Service is authorized to obtain

the easements required for the project; and

BE IT FURTHER RESOLVED the Lansing City Council will hold a public hearing on September 13, 1999, SEPTEMBER 7, 1999, at 7:00 PM, in the Council Chambers, to review, prior to confirmation of said assessment roll; and

BE IT FURTHER RESOLVED that the City Clerk and the Public Service Director are hereby requested to give due notice of this public hearing as provided by Chapter 1020, Section 1026.06(c)(1), of the Code of Ordinances by publishing a notice of a public hearing in a daily newspaper of the City, not more than twenty days and not less than ten days before such public hearing. Said notice shall include the time and place of the hearing; a description of the section or area of the City determined by Council to be within the assessment district as contained in the special assessment roll; where the special assessment roll is on file and may be examined; that any person aggrieved by the assessments as contained in the special assessment roll, or the necessity of the improvement, may file a written objection thereto which must be delivered to the City Clerk prior to the close of the hearing, or the person may appear and protest the same at the public hearing in person or by his or her representative; that the appearance and protest or written protest in the manner described is required if the person desires to appeal the amount of the assessment to the Michigan Tax Tribunal; and that any appeal to the Michigan Tax Tribunal must be taken within thirty days of the confirmation of the special assessment roll, provided a protest was timely made.

BE IT FINALLY RESOLVED, that pursuant to the requirement of 1962 PA 162, as amended, MCL 211.741, et seq; MSA 5.3334(1), et seq, appearance and protest: at the hearing in the special assessment proceedings is required in order to appeal the amount Carried Unanimously

RESOLUTION #385
BY THE PUBLIC SERVICES COMMITTEE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Eaton County is charged by Public Act 451, Part 115, as amended, to periodically update its Solid Waste Management Plan; and,

WHEREAS, the Solid Waste Management Planning Committee has developed a Solid Waste Management Plan fulfilling all statutory requirements enumerated in Part 115; and,

WHEREAS, the general public has had the opportunity to review and comment on the Solid Waste Management Plan for a period of 90 days; and,

WHEREAS, the Eaton County Board of Commissioners has approved the Solid Waste Management Plan, as amended; and,

WHEREAS, Part 115 requires 67% municipal approval for a Solid Waste Management Plan to obtain approval by the Michigan Department of Environmental Quality;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Lansing hereby officially approves the Eaton County Solid Waste Management Plan.

BE IT FURTHER RESOLVED that the City Clerk shall forward a copy of this resolution to the Eaton County Department of Resource Recovery, 1045 Independence Blvd., Charlotte, MI 48813.

By Councilmember Beal

Carried Unanimously

RESOLUTION #386
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

That the following FY 2000 transfers be approved:

of the special assessment to the State Tax Tribunal. An owner or party in interest, or his or her agent may appear in person at the hearing to protest the special assessment, or shall be permitted to file his or her appearance or protest by letter and his or her personal appearance shall not be required.

I hereby certify that funds are available for the City of Lansing's share of said project in accounts as follows:

		Account Number
City Share of Storm Sewer	\$4,642.00	41093369974100043852
City Share of Other Cost	\$75,104.00	41093369974100043852
Assessment Roll # 351	\$122,746.00	404933601974100012004

Charles S. Remenar,
Deputy City Controller

By Councilmember Beal

To amend the Resolution by setting the date for the Public Hearing on September 7, 1999, rather than September 13, 1999, and to place an affirmative roll on the resolution as amended

AMOUNT TO TRANSFER	TRANSFER FROM ACCT #	TRANSFER TO ACCT #
\$4,137	Estimated Revenue State & Federal Programs 273.0170001-0	JJDDA Contractual Services 273.673710.961743.017827

(Additional State funding for year 2 of the JJDDA Gender Specific Grant. Funding for additional contacts with parents and care givers, summer job shadowing, field trips and mentoring. Revenue detail account 273.0527001.017827.)

By Councilmember Meyer

Carried Unanimously

RESOLUTION #387
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

That the following FY 1999 transfers be approved;

AMOUNT TO TRANSFER	TRANSFER FROM ACCT #	TRANSFER TO ACCT #
\$9,281.75	1987 Street Improvements - Local Street Resurface C & G 403933601974100042101	
\$2,113.98	Local Street Curbcut 403933601974100042121	
\$1,121.77	1992 Resurf Eng 403933601743700042124	
\$5,835.21	1993 Curb and Gutter 403933601974100042126	
\$6,175.16	1990 Sidewalk 403933601974100042218	
\$70,500	Maine Main Roads 403933601974100042303	
	River Trail Phase III	

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$9,281.75	1987 Street Improvements-Local Street Resurfacing C & G 403933601974100042101	
\$2,113.98	Local Street Curb 403933601974100042121	
\$140	403933601974100042407	
\$29,040.98	Construction 403933601974100042501	
\$27,173.50	Edgewood Phase I (R&W) 403933601974100042502	
\$9,113.55	Pere Marquette Eng. 403933601974100042507	
\$123.23	Pere Marquette Drive 403933601974100042526	
\$123.11	Carraugh Road Bridge 403933601974100042537	
\$60,450	Jolly Road Censor 403933601974100042539	
\$275	Jolly Road Aurelius Dunkel 403933601743700042544	
\$29,850.52	Jolly Road-Aurelius Dunkel 403933601974100042544	
\$5,395.97	Dunkel @ US 127 403933601974100042546	
\$256,713.73		1999 Street Resurfacing 403.933601.974100.042548

(Utilize project residuals from pre-multiyear program in replacement of land sale proceeds revenue from 1998 budget and to partially offset Y2k advance.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$8,837.30	Meyer's Neighborhood Grant Program 1011723009630020	Operating transfers-Infrastructure 1019660009914100
\$8,837.30	Estimated Revenue Infrastructure 410.0.170001.0	Project Play Playground Equip 410.933890.970000.043822

(Approved projects for FY 99 park benches for Waldo Playground (\$8,620) and Bluebell (\$217.30) neighborhoods. Revenue detail account 410.0.696101.0.)

By Councilmember Meyer

Carried Unanimously

RESOLUTION #388
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

That the following accounts be reappropriated in FY 2000 in the lesser of the amount shown or the remaining unencumbered balance:

Balance as of 8/18/99	Department/Account/Title	Amount to be Reappropriated
\$137,692.14	Planning & Neighborhood Development 101-453640-746000-0 Transportation-Traffic Calming (Funding for traffic calming projects as identified by traffic studies and City Council on an ongoing basis)	Unenc. Balance
\$68,145.00	101-453640-977000-0 Trans-Equipment (Purchase of computer hardware for upgrading the City's traffic control system and office furniture for the traffic computer and traffic engineering operations. Item delayed by State & Federal Contract requirements for TEA-21 (ITS Traffic Signal System.)	Unenc. Balance
\$107,850	Parking System Fund 585-453641-741301-0 Equipment (Y2K remediation)	Unenc. Balance
\$55,270	585-453641-977000-0 Admin. Equipment (Modular furniture for administrative staff.)	Unenc. Balance
Balance as of 8/18/99	Department/Account/Title	Amount to be Reappropriated
\$57,923.39	585-453642-977000-0 Operations-Equipment (Purchase equipment (modular furniture, lockers, work stations, and computer, associated with expansion of enforcement staff.)	Unenc. Balance
\$21,000	585-453643-746000-0 Maintenance-Repair & Maintenance (Asphalt repairs, lot 24. Delayed due to CSO construction in the surrounding area.)	Unenc. Balance
\$20,082.52	585-453643-977000-0 Maintenance-Repair & Maintenance (Track, plow, and salt box hasn't been purchased during the fiscal year.)	Unenc. Balance
\$9,001	585-453644-746101-0 South Grand-Major Maintenance (Complete isolate repairs and upgrade emergency lighting.)	Unenc. Balance
\$152,128.02	585-453645-746101-0 South Capital-Major Maintenance (Pump structural components, replacement lighting, and office and bathroom remodeling. First items is underway, while the 2nd and 3rd await completion.)	Unenc. Balance
\$60,000	585-453645-977000-0 South Capital-Equipment (Parking control equipment upgrades.)	Unenc. Balance
\$70,179.22	585-453646-746101-0 North Grand-Major Maintenance (Funding for isolated repairs to structure, energy upgrades, and office remodeling.)	Unenc. Balance
\$566,805.20	585-453647-746101-0 North Capital-Pump-Major Maint. (Pump structural components, lighting improvements, HVAC, energy controls, and office remodeling.)	Unenc. Balance

BY COUNCILMEMBER MEYER

CARRIED UNANIMOUSLY

THIS RESOLUTION WAS PULLED FROM THE AGENDA AT THE REQUEST OF COUNCILMEMBER BAUER AND REFERRED BACK TO THE COMMITTEE OF THE WHOLE

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, on November 8, 1978 the citizens of the City of Lansing adopted a new Charter; and

WHEREAS, the 1978 City Charter requires that the question of whether there shall be

a general revision of the 1978 City Charter shall be submitted to the voters of the City of Lansing at the November 1987 general election and every twelve years thereafter;

NOW, THEREFORE, BE IT RESOLVED, that the proposal of whether the 1978 City Charter shall be completely revised shall be submitted to the electors of the City of Lansing upon voting devices in a manner and form as follows:

FORM OF BALLOT

SHALL THE CITY APPROPRIATE \$150,000 TO COVER THE EXPENSES OF THE CHARTER COMMISSIONERS AND CONDUCT A SPECIAL ELECTION TO SELECT NINE CHARTER COMMISSIONERS IN ORDER TO COMPLETELY REVISE THE CITY CHARTER THAT WAS ADOPTED BY THE PEOPLE OF LANSING ON AUGUST 8, 1978?

YES _____ NO _____

BE IT FURTHER RESOLVED, that the City Clerk be and is hereby directed to prepare sufficient ballots to supply the demand for absent voters ballots, as above set forth; and

BE IT FURTHER RESOLVED, that the votes cast upon such question shall be counted, NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby approves the following application for a City Permit for:

FRAMEWORKS DISPLAY PERMIT

Larry Holley for Oldsmobile Park on:
Saturday, August 28, 1999
Saturday, September 4, 1999
Wednesday, September 8, 1999

Larry Holley for Riverfront Park on:
Monday, September 6, 1999
(Labor Day)

By Councilmember Allen

Carried Unanimously

RESOLUTION #390 BY THE COMMITTEE ONWAYS AND MEANS RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, grant funds in the total amount of \$24,919 have been made available through the Michigan Office of Highway Safety Planning, for the purpose of intensive enforcement activity during summer peak driving season, to reduce accident incidence within Ingham County; and

WHEREAS, the matching funds cost to the City will be operating expenses for vehicles, supplies, equipment, and fringe benefits as currently included within the operating budgets for the Lansing Police Department, Central Garage, and General Administration for the grant period; and

WHEREAS, the grant funds will cover Overtime Expenses for the following agencies in the following amounts:

City of Lansing	\$4,981
Eas: Lansing	\$4,976
Ingham County Sheriff's Department	\$4,976
Meridian Township Police Department	\$4,996
Michigan State University Police	\$4,990

WHEREAS, the Mayor has recommended acceptance of the grant;

canvassed and returned, and that the results thereof determined in a like manner, and by the same officials as prescribed for in the Primary election; and

BE IT FURTHER RESOLVED, that the City Clerk certify the ballot wording to the County Clerk in conformance with the requirements of state law; and

BE IT FINALLY RESOLVED, that the City Clerk give ten (10) days notice of the submission of said proposal to the electors, such notice to conform with the provisions of the City Charter and state law relative to elections and further that the City Clerk cause a true copy of this resolution to be published and circulated twice in a daily newspaper in the City of Lansing, and that said first publication be at least ten (10) days prior to the date upon which said proposal is to be voted upon as herein provided

RESOLUTION #389 BY THE GENERAL SERVICES COMMITTEE RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Clerk has forwarded an application for a City Permit, which has been routinely processed without objection and is ready for final action by this Council;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council approves acceptance of the Highway Safety Project PT99-33 in the amount of \$24,919 for increased traffic enforcement activity patrols in the Ingham County area, during the period between April 1, 1999 and September 30, 1999, and

BE IT FINALLY RESOLVED, that the City Council hereby authorizes the Administration to accept the grant and to administratively transfer funds in order to create appropriate accounts within the Federal and State Programs Fund for the expenditure and control of the balance of the grant funds.

By Councilmember Meyer

Carried Unanimously

ORDINANCES FOR INTRODUCTION

INTRODUCTION OF ORDINANCE AMENDING CHAPTER 688, SECTION 688.08 REPEAL OF BAN ON FEMALE BOX ELDER TREES

By Councilmember Beal:

That an Ordinance to amend the Code of Ordinances of the City of Lansing by Amending Chapter 688, Section 688.08, for the purpose of Providing for the Repeal of Section 688.08 which bans Female Box Elder Trees, was introduced by Councilmember Beal and referred to the Committee on Public Services.

RESOLUTION #391 RESOLUTION SETTING PUBLIC HEARING By Councilmember Beal:

RESOLVED BY THE CITY COUNCIL, CITY OF LANSING, that a public hearing be set for Tuesday, September 7, 1999 at 7:00 P.M. in the Council Chambers, 10 Floor, City Hall, 124 W. Michigan Ave., for the purpose of considering an Ordinance to amend the Code of Ordinances of the City of Lansing by Amending Chapter 688, Section 688.08 for the purpose of Providing for the Repeal of Section 688.08 which bans Female Box Elder Trees

Interested persons are invited to attend this public hearing

By Councilmember Beal

Carried Unanimously

ORDINANCES FOR PASSAGE

By Councilmember Murphy
That we move to the passage of Ordinances

Carried Unanimously

By Councilmember Murphy

That the Ordinance when read be considered as read in its entirety.

Carried Unanimously

BY THE COMMITTEE ON PUBLIC SAFETY

By Councilmember Murphy

Resolved by the City Council of the City of Lansing that an Ordinance Amending the Code of Ordinances of the City of Lansing by Amending Chapter 288, Section 288.07 for the purpose of Revising the Necessary Qualifications for the Position of Fire Chief, be placed on order of immediate passage.

Carried Unanimously

BY THE COMMITTEE ON PUBLIC SAFETY

By Councilmember Murphy

Resolved by the City Council of the City of Lansing that an Ordinance Amending the Code of Ordinances of the City of Lansing by Amending Chapter 288, Section 288.07 for the purpose of Revising the Necessary Qualifications for the Position of Fire Chief, be now passed.

YEAS: Councilmembers Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

b) Knowledge and Skills He or she SHALL HAVE COMPREHENSIVE knowledge of THE PRINCIPLES, PRACTICES AND METHODS OF FIRE SERVICE ADMINISTRATION, ORGANIZATION AND OPERATIONS, INCLUDING FIRE PREVENTION AND INSPECTION, EMERGENCY MANAGEMENT PROGRAMMING AND PREPARATION, EMERGENCY MEDICAL SERVICES, FIRE SUPPRESSION TECHNIQUES AND OPERATIONS, INCLUDING THOSE INVOLVED IN INDUSTRIAL, COMMERCIAL AND RESIDENTIAL STRUCTURES AND HAZARDOUS MATERIALS AND TECHNICAL RESCUE OPERATIONS. CONSIDERABLE KNOWLEDGE OF OPERATING PROCEDURES OF FIRE DEPARTMENTS AND LIMITATIONS OF DEPARTMENTAL AUTHORITY AND OF MUNICIPAL, COUNTY, STATE AND FEDERAL FIRE CODES AND EMERGENCY PREPAREDNESS LEGISLATION, AND RELATED LAWS, ORDINANCES AND ACCEPTED STANDARDS. HE OR SHE SHALL HAVE COMPREHENSIVE SKILL IN THE APPLICATION OF MODERN FIRE SERVICE DELIVERY SYSTEMS, IN THE ANALYSIS OF THE COMMUNITY'S FIRE SERVICE NEEDS AND DEVELOPING AND IMPLEMENTING PLANS TO SATISFY THE COMMUNITY'S NEEDS. IN ADDITION, HE OR SHE SHALL POSSESS THE KNOWLEDGE AND SKILL TO BUDGET, PLAN, ORGANIZE, ASSIGN, COORDINATE, TRAIN, SUPERVISE AND MONITOR THE WORK OF VARIOUS FIRE DIVISIONS. ADDITIONAL CRITICAL KNOWLEDGE AND SKILLS INCLUDE ESTABLISHING AND MAINTAINING EFFECTIVE WORKING RELATIONSHIPS WITH OTHER PUBLIC OFFICIALS. DEPARTMENT Chairwoman Decker of 2711 Pleasant Grove said that she attends most Board of Police Commissioner meetings and the minutes of those meetings in no way reflect what took place at the meeting. She also feels that these meetings should not be held in police precincts.

Frank Curtis X stated that he received a parental responsibility ticket and he is not an irresponsible parent.

Lloyd Teets of 116 E. Elm asked what happened to community policing. He said he

NAYS: None

ABSENT: Councilmember Adado

ORDINANCE #1006

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN TO AMEND SECTION 288.07 OF CHAPTER 288 TO REVISE THE NECESSARY QUALIFICATIONS FOR THE POSITION OF FIRE CHIEF.

NOW, THEREFORE, THE CITY OF LANSING ORDAINS:

Section 1. That Chapter 288 of the Code of Ordinances of the City of Lansing, Michigan be amended by changing Section 288.07 to read as follows:

The Fire Chief shall satisfy the following minimum requirements:

a) Training and Experience. He or she shall have an associates A BACHELOR'S DEGREE in FIRE ADMINISTRATION, BUSINESS ADMINISTRATION, SOCIAL SCIENCES OR AN EQUIVALENT AREA AND TEN (10) YEARS OF FIRE SERVICE EXPERIENCE, AT LEAST FOUR (4) OF WHICH MUST BE AT A MANAGEMENT LEVEL, EQUIVALENT TO THE RANK OF FIRE CAPTAIN OR ABOVE IN AN ORGANIZATION STRUCTURED SIMILAR TO THE LANSING FIRE DEPARTMENT OR AN EQUIVALENT COMBINATION OF TRAINING, EDUCATION AND EXPERIENCE. Additionally, the candidate shall have completed sixteen quarter hours OR EQUIVALENT SEMESTER HOURS OF COLLEGE LEVEL COURSE WORK in supervisory management OR RELATED AREAS. An equivalent combination of training and experience in related activities - may be substituted for supervisory experience and up to eight quarter hours of the required supervisory management course work.

MEMBERS, OTHER DEPARTMENTS, COMMUNITY GROUPS AND THE GENERAL PUBLIC, AND IN ANALYZING FIRE AND EMS PROBLEMS AND DEVELOPING SERVICE DELIVERY PLANS, PROGRAMS AND POLICIES TO RESOLVE THEM.

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with these provisions are repealed.

Section 3. Should any section, clause or phrase of this ordinance be declared to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part other than the parts so declared to be invalid.

Section 4. This ordinance shall take effect on the 30th day after enactment unless given immediate effect by the City Council.

MARILYNN SLADE, CITY CLERK

OTHER BUSINESS

Public Comment on City Related Matters

Eugene Buckley of N. Hayford stated that ratings given to schools do not reflect the level of education at the school or how much the students will achieve. was ashamed for the city that the Russian delegation present this evening had to go through metal detectors to get in the building. The old Council would never have approved security screening.

Pastor John Wesley Beatty of F. O. Box 17062 announced that he is running for Governor in 2002 and asked for everyone's support.

COMMITTEE REPORTS

**RESOLUTION #392
REPORT OF COMMITTEE**

THE PUBLIC SAFETY COMMITTEE, to whom was referred an Ordinance to amend Chapter 288 the Code of Ordinances of the City of Lansing for the purpose of revising the necessary qualifications for the Position of Fire Chief

The Committee analyzed the proposed ordinance and

REPORTS AS FOLLOWS: The Committee voted unanimously to approve the amendments to Chapter 288 the Code of Ordinances of the City of Lansing for the purpose of revising the necessary qualifications for the Position of Fire Chief

Signed, Michael Murphy, Chairperson
Larry Meyer
Joan Bauer

BY COUNCIL MEMBER MURPHY

That the Report of the Committee be received.

Carried Unanimously

CITY OFFICERS & BOARD REPORTS

1. Letter from the City Clerk submitting Licenses and Bonds for Referral Fire Works Display Permit; Larry J. Holley for August 28, September 4, September 6, and September 8, 1999

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

2. Letters from the Mayor re:

- a. Lansing Neighborhood Council Meeting Notice

RECEIVED AND PLACED ON FILE

- b. Administrative and Executive Transfers

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- c. City's "Recycler of the Week" Contest Winner

REFERRED TO THE DEPARTMENT OF PUBLIC SERVICES

3. Letter from Senator Dianne Byrum regarding Township Zoning Requirements as they relate to Manufactured Home Developments

REFERRED TO THE DEPARTMENT ON PLANNING AND NEIGHBORHOOD DEVELOPMENT

4. Letter from David J. Steward of Property Management requesting information about SLU-05-99 for 327 S. Walnut St., Petition for Special Land Use to allow for development of Public Utility Facility for the Board of Water & Light's Chilled Water Production

REFERRED TO THE MAYOR AND THE PLANNING BOARD

5. Letter from Willie Minor of 5819 Rockingham Dr. appealing the decision of the Claims Review Committee

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

6. Letter from Richard Christmas of 500 S. Pine regarding the "Space Program"

RECEIVED AND PLACED ON FILE

- d. Eastside Neighborhood Summit News Letter

RECEIVED AND PLACED ON FILE

- e. Report of P.D. Overtime Costs associated with the Presidential Visit

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- f. Public Improvement I, Curb & Gutter and Storm Sewer Facilities for Kennedy Dr.

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- g. Trash Violation Fee (V-39)

RECEIVED AND PLACED ON FILE

- h. Sale of Property, 918 W. Lenawee

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. Letter from DeWitt Charter Township submitting Application for Farmland Agreement filed by Norman and Renee Farnum of 14601 S. DeWitt Rd. (City of Lansing is allowed a 30 Day Review Period, response due prior to September 23, 1999)

REFERRED TO THE MAYOR AND THE PLANNING BOARD

2. Letter from the State of Michigan Department of Transportation submitting Contract # 99-5331 for Construction of a Bicycle Lane along Forest Rd.

RECEIVED AND PLACED ON FILE

3. Letter from Michael A. West of the Mid Michigan Youth Football League (formerly the Pop Warner Football League) requesting City of Lansing Support for their continued existence

REFERRED TO THE MAYOR AND THE PUBLIC SERVICE AND GENERAL SERVICE COMMITTEES

MOTION OF EXCUSED ABSENCE

By Councilmember Murphy:

To excuse Councilmember Adado from this evening's meeting

Carried Unanimously

COUNCIL MEMBERS COMMENTS

Councilmember Murphy announced that the Public Safety Committee will not be meeting on August 25th.

Councilmember Deal reported that the group Super Grupo Aldaco has a CD available and you can pick one up at Aldaco's restaurant on the North Side of Lansing. She thought the Eastern High School Book and Picture Day was a great idea and had 75% participation by the students. She also asked fellow Councilmembers to serve as greeters at a school on opening day Monday, August 30th.

Vice President Bauer thanked Patrick Patterson and Amy Fraser, co-chairs of the city employee picnic, for the great picnic. It was very well organized and well done.

MAYOR'S EXECUTIVE ASSISTANT'S
RESPONSE TO COMMENTS

David Weiner reported that 900 attended the city employee picnic and it was very well received.

The Alabama concert at Olds Park over the week-end had an attendance of 6,000. He announced that the Black Child & Family Institute will be holding an ice cream social at 6:30 P.M. on August 24th.

ADJOURNED 9:00 P.M.
MARILYNN SLADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF AUGUST 30, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: None

The Invocation and Pledge of Allegiance were led by Councilmember Allen

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of August 16, and August 23, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Murphy

To accept the following under suspension of the rules:

1. From Councilmember Murphy; a letter from Geneva Smith regarding a traffic problem on Kalamazoo St. near her apartment complex

2. From Councilmember Murphy; a letter from Mrs. E. Alexander of 1912 William St. regarding a bill for repair to Board of Water & Light wires that were damaged from a limb from a tree belonging to the City

3. From Councilmember Allen; a letter from Paula Marshall requesting that the Madison Street Bistro be assigned the Beer and Wine License that is currently held by Golf Course Concessions

4. From Councilmember Murphy; a letter from the Black Hawk Football Club (formerly Pop Warner League)

5. From Councilmember Bauer; a Transfer of Funds for CATV

2. Mr. Wiener introduced Guillermo Lopez from the Human Relations Department and the Members of the Mayor's Drug Free Youth Task Force, Bob Varner, Troy Wendall, Martha Adams, Jerry King and Frank Manning. Mayor Hollister asked this group to help him develop a program to deal with substance abuse. They conduct a Golf Tournament every year that raises funds that are disbursed in grants to Fabulous Acres Association, The Capitol Area United Way, The Boys and Girls Club of Lansing and Otto Community Health Center.

3. Councilmembers Murphy and Benavides introduced Geneva Smith of the NAACP, and presented her with a Resolution of Tribute honoring their 34th Annual Freedom Fund Banquet and 80th Anniversary.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

Advancement of Colored People (NAACP) was established on October 15, 1919;

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Councilmember Meyer confirmed the regularly scheduled meeting of the Ways and Means Committee on Wednesday, September 1, 1999, where they will take up the cost of recycling and the purchase of a bailer.

Councilmember Allen wished everyone a happy Labor Day Holiday, and urged them to visit the Riverfest this weekend.

Mr. Wiener thanked Councilmember Allen for her comments about Riverfest and added his encouragement for everyone to participate in it. Festivities will begin on the river Friday with the lighted float parade on the River. Saturday and Sunday will feature Macker Basketball Tournaments. One hundred teams have registered for the tournament. The fireworks will be set off Monday Night at Riverfront Park.

He reported that City Treasurer Jill Rhode has asked him to remind residents that City Property Taxes are due Tuesday, August 31, 1999. Payments can be made at the City Treasurer's Office and at any branch of Comerica Bank.

➤ Special Ceremonies

1. Mr. Wiener introduced Jennifer Grau and participants in the Neighborhoods In Bloom Program. Mrs. Grau described the various categories in the Competition, and thanked Mr. and Mrs. Stauffer, vendors at the City Market who helped them with flowers. She distributed pictures of the contest winning flower beds in and around the City. She thanked local businesses that went above and beyond normal business gardening efforts.

Councilmember Allen said that she feels that the flower planters along Cedar Street should have been included in this contest, and cannot imagine how they could have been overlooked. She thanked Mr. and Mrs. Purchase, the couple that has been caring for and watering the planters.

There were no Scheduled Public Hearings

➤ Public Comment on Legislative Matters:

There were no Comments on Legislative Matters

LEGISLATIVE MATTERS
RESOLUTIONS

RESOLUTION #393
BY COUNCILMEMBER MICHAEL C. MURPHY
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Lansing Branch of the National Association for the A

and

WHEREAS, over the past 80 years, the Lansing Branch has maintained a history of successes in the field of civil rights and human relations;

WHEREAS, the many accomplishments under the able and talented leadership of the current and past presidents can be pointed to with pride; and

WHEREAS, Mr. C. A. Campbell, the first president of the Lansing Branch of the NAACP, initiated the first civil rights discrimination case which was prosecuted and won in 1919; and

WHEREAS, the celebration of the Civil Rights crusade of the Lansing Branch of the NAACP that began in 1919 to obtain social, political and economic equality for all individuals without regard to race, religion or national origin; and

WHEREAS, the struggle must continue until racial discrimination has been eliminated;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lansing, hereby, lauds the achievements of the Lansing Branch of the National Association for the Advancement of Colored People during the past 80 years; and

BE IT FURTHER RESOLVED that the City Council of the City of Lansing wishes the Lansing Branch of the National Association for the Advancement of Colored People success at its 34th Annual Freedom Fund Banquet on Friday, October 15, 1999 in the City of Lansing and all future efforts to eliminate racial discrimination.

By Councilmember Murphy

Carried Unanimously

RESOLUTION #394

BY THE COMMITTEE OF THE WHOLE

BE IT FURTHER RESOLVED, that the City Clerk certify the ballot wording to the County Clerk in conformance with the requirements of state law.

BE IT FINALLY RESOLVED, that the City Clerk give ten (10) days notice of the submission of said proposal to the electors, such notice to conform with the provisions of the City Charter and state law relative to elections and further that the City Clerk cause a true copy of this resolution to be published and circulated twice in a daily newspaper in the City of Lansing, and that said first publication be at least ten (10) days prior to the date upon which said proposal is to be voted upon as herein provided.

By Councilmember Bauer

Carried Unanimously

RESOLUTION #395

BY THE COMMITTEE OF THE WHOLE RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

That the following accounts be reappropriated in FY 2000 in the lesser of the amount shown or the remaining unencumbered balance:

Department = City Council CATV

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, on November 8, 1978 the citizens of the City of Lansing adopted a new Charter; and

WHEREAS, the 1978 City Charter requires that the question of whether there shall be a general revision of the 1978 City Charter shall be submitted to the voters of the City of Lansing at the November 1987 general election and every twelve years thereafter; and

WHEREAS, 1999 is a year in which the question is to be placed before the electors;

NOW, THEREFORE, BE IT RESOLVED, that the proposal of whether the 1978 City Charter should be subject of a general revision shall be submitted to the electors of the City of Lansing on Tuesday, November 2, 1999 in a manner and form as follows:

FORM OF BALLOT

SHALL THERE BE A GENERAL REVISION OF THE LANSING CITY CHARTER WITH AN APPROXIMATE COST OF \$525,000?

YES _____ NO _____

BE IT FURTHER RESOLVED, that the City Clerk be and is hereby directed to prepare sufficient ballots to supply the demand for absent voters ballots, as above set forth.

BE IT FURTHER RESOLVED, that the votes cast upon such question shall be counted, canvassed and returned, and that the results thereof determined in a like manner, and by the same officials as prescribed for in the Primary election.

Balances 8/26/99	Account	Amounts Reappropriated	From Account #	To Account #
\$105.00	Temporary Help		101.1121107000.0	
\$2,494.00	Misc. Equip. CATV/B		101.11211074000.0	
\$1,950.00	Supplies		101.11211074000.0	
\$512.66	Public Access Grants		101.11211075000.0	
\$15,304.94	Equipment		101.11211077000.0	
	Temporary Help	\$6720		101.11211078000.0
	Equipment	Unenc. Balances		101.11211077000.0

(Operating assistance for cable TV, including assistance in video production for Lansing Police Department community information films, at 20 hours per week through January 31, 2000. Equipment for mobile T.V. production related to Police Department and other City activities. Above net unencumbered balances in all CATV accounts to be carried forward as shown. Carry forward conforms to adopted policy with respect to use of cable tv. revenue.)

By Councilmember Bauer

Carried Unanimously

ORDINANCES FOR INTRODUCTION

There were no Ordinances for Introduction

ORDINANCES FOR PASSAGE

There were no Ordinances for Passage

OTHER BUSINESS

Public Comment on City Related Matters

Shawn Bouterse stated his opposition to the transfer of an SDD/SDM license from Curtis Cut Rate Drugs to Sunset Food Market at 618 E. Kalamazoo. He feels that there are already too many establishments in the area that sell liquor. They do not want more liquor sales in the area where the schools and churches are located. He urged Councilmembers to state their objections to the Liquor Control Commission.

Geneva Smith of 705 W. Kalamazoo said that she is here to get help with a serious traffic problem on W. Kalamazoo near Capitol Commons Housing Complex. Cars park on either side of each of their ingress/egress routes to their parking lots, and you cannot see around them when you are attempting to enter into the flow of traffic. She would like to have the City authorized parking places on each side of their drive ways removed, which will allow people pulling out onto Kalamazoo to see oncoming traffic.

RECEIVED AND PLACED ON FILE

2. Letters from the Mayor re:

- a. Appointment of Ron Lotz to the Parks Board for a Third Ward Term To Expire June 30, 2003

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- b. Application for Industrial Facilities Exemption Certificate from Neogen Corp. at 620 Leshner Place

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- c. Press Releases; Recycler of the Week, Lansing School Teachers Galaxy Science Program

RECEIVED AND PLACED ON FILE

- d. Invitation to City Employees to a Special Holiday Reception at the Turner Dodge House

RECEIVED AND PLACED ON FILE

- e. Letter of Appreciation from Kenneth O. Slater, of Community Mental Health to the IED

RECEIVED AND PLACED ON FILE

- f. Letter from Governor Engler regarding National Pollution Prevention Week

RECEIVED AND PLACED ON FILE

- g. Transfer of Funds; Parks & Recreation Department

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- h. Traffic Control Request; Gier Street

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- i. Traffic Control Request; Louisa St. and Orchard Cr.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- j. Traffic Control Request; Dunlap St. and Maloney St.

Eugene Buckley of N. Hayford spoke regarding a recent drug bust that occurred when an officer pulled a van over on a traffic matter. This arrest amounts to illegal search and seizure and was a violation of the civil liberties of the people arrested.

Frank Curtis "X" said that he is still trying to get something built for the kids on the South side of Lansing. He accused the Administration of caring more for the visiting Russians than they do for the kids whose parents pay taxes in this city.

COMMITTEE REPORTS

There were no Committee Reports

CITY OFFICER & BOARD REPORTS

- 1. Letter from the City Attorney re: Jimmy Lee Thomas v. City of Lansing, et al

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- k. Traffic Control Request; Climax St. and Parker St.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- l. Traffic Control Request; Catherine St. and Dunlap St.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- m. Traffic Control Request; Claremore Dr. and Laporte Dr.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- n. Parking Regulation Request; Bassett Ave.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- o. Ottawa Power Station Clean Michigan Initiative (CMI) Grant

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

- 1. Seven (&) Petros: Petition Signatures opposing Z-10-99 and SLU-05-99; 327 S. Walnut, Petitions filed by the Board of Water & Light to allow for Development of a Public Utility Facility for Chilled Water manufacture

REFERRED TO THE DEPARTMENT ON PLANNING AND NEIGHBORHOOD DEVELOPMENT

- 2. Letter from James A. Pocock of 4345 Wausau Rd. in Okemos appealing the decision of the Claims Review Committee in his Claim against the City for property located at 1018 Bement St.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- 3. Letter from Mike Hauer of 222 W. Kalamazoo #22 protesting the Waiver of the Noise Ordinance granted to Bormor Construction for completion of renovations to the S. Capitol Ramp; asserting violations of the conditions of operation that were outlined to City Representatives; and requesting rescission of the Waiver of the Noise Ordinance

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

4. Notice from the State of Michigan Department of Consumer & Industry Services Liquor Control Commission of Application for Transfer of SDD/SDM License formerly owned by Curtis Cut Rate Drug Store filed by Sunset Food Market, Inc. at 618 E. Kalamazoo

weapons in our schools.

ADJOURNED 8:18 P.M.
MARILYN SLADE, CITY CLERK

REFERRED TO THE CITY CLERK

5. Letter from Diana L. Casper of 601 W. Holmes Rd. protesting the actions of a City Code Compliance Officer and requesting documentation of the ordinance that allows them to enter her property and cite herself and her sons

REFERRED TO THE MAYOR AND THE CITY ATTORNEY

6. Letter from Ernes Prince of 1541 Knollwood Ave. requesting increased code compliance enforcement activities in his neighborhood

REFERRED TO THE MAYOR

7. Letter from Rev. Lester Stone and Trustees Davis and Freeman of Friendship Baptist Church at 925 W. Main St. requesting that the members of their Congregation be allowed to park on W. Main St. and the new street being constructed at the General Motors Main Plant Site

REFERRED TO THE MAYOR AND THE TRANSPORTATION DEPARTMENT

8. Suspension item from Councilmember Murphy; a letter from Geneva Smith regarding a traffic problem on Kalamazoo St. near her apartment complex

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY AND THE TRAFFIC BOARD

9. Suspension item from Councilmember Murphy; a letter from Mrs. E. Alexander of 1912 William St. regarding a bill for repair to Board of Water & Light wires that were damaged from a limb from a tree belonging to the City

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

10. Suspension item from Councilmember Allen; a letter from Paula Marshall requesting that the Madison Street Bistro be assigned the Beer and Wine License that is currently held by Golf Course Concessions

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

11. Suspension item from Councilmember Murphy; a letter from the Black Hawk Football Club (formerly Pop Warner League)

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

COUNCILMEMBER'S COMMENTS

Councilmember Meyer reported attending the Employee Recognition Picnic last week. He said that He sometimes forgets all the work that the City's Employees do. This is a great way to thank them.

MAYOR'S EXECUTIVE ASSISTANT'S RESPONSE TO COMMENTS

Mr. Wiener said that, as Today, was the first day of school at Lansing Public Schools, a number of City Officials were at local schools greeting students and parents and welcoming them back to school. It was wonderful to see the hopefulness and excitement of the kids as they came back to school. He said that he hopes that this is a good year for everyone and that everyone will learn and build relationships that will strengthen our community. He was disturbed by a talk that He had with some second grade students who asked him if they had to worry about bombs or guns or other



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF SEPTEMBER 7, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: None

The Invocation and Pledge of Allegiance were led by Councilmember Murphy

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of August 30, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Adado

To accept the following under suspension of the rules:

1. From Councilmember Adado; a Resolution approving SLU-24-98; 3726 Delta River Dr. Special Land Use
2. From Councilmember Adado; a Resolution approving ACT-08-99; 217-219 S. Grand Ave., Construction of Access Ramp in Public ROW by the City Club
3. From Councilmember Adado; a Resolution authorizing LS-15-99; South of 6952 S. Washington Ave. Lot Split
4. From Councilmember Adado; a Resolution authorizing LS-01-99; South of the 200 Block of S. Moffit
5. From Councilmember Adado; a Resolution correcting the Neighborhood Enterprise Zone for Washington Square
6. From Councilmember Adado; a Resolution Correcting the Neighborhood Enterprise Zone Application for 1241 Lathrop St.
7. From Councilmember Adado; an Ordinance for Passage, Z-07-992726 N. Grand Councilmember Leeman announced the Resurrection Church Annual Ox Roast this Friday, Saturday and Sunday. He urged everyone to participate.

Mayor Hollister announced the following street closings;

- Walnut St. between Main and William Streets, to allow for the construction at the General Motors Main Plant on Townsend St. This street will be closed for approximately 3 months beginning September 8, 1999

- Kalamazoo St. at Larch St. will be down to one lane each on Kalamazoo and on Larch for approximately one week

He announced that Lansing will host visiting sports dignitary, Andy McDonald, 5 Time ESPN Gold Medalist in Skateboarding. Mr. McDonald will give a demonstration in Parking Lot #15 (directly across the street from

River Ave.

8. From Councilmember Adado; an Ordinance for Passage, Z-08-99; 914-1008 W. Washtenaw, 909-1003 W. Washtenaw, 300-318 S. Butler and 912-1010 W. Kalamazoo

9. From Councilmember Adado; an Ordinance for Passage, Z-09-99; 303 W. Kalamazoo

10. From Councilmember Adado; a Committee Report Recommending the Passage of Z-07-99

11. From Councilmember Adado; a Committee Report Recommending the Passage of Z-08-99

12. From Councilmember Adado; a Committee Report Recommending the Passage of Z-09-99

13. From Councilmember Adado; a letter from the State of Michigan Department of Treasury regarding the Transfer of Property belonging to J&L Investment Co., LLC

14. From Councilmember Murphy; a request that a Special Ceremony be added to the Agenda to allow for a presentation by Mayor Hollister to Glenn Freeman of the Greater Lansing Labor Council

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Councilmember Beal confirmed the regularly scheduled meeting of the Public Service Committee to be held Tomorrow, Tuesday, September 8, 1999 at 4:00 P.M., where they will take up the budget policies and priorities for public service projects for next year, as well as the public improvement projects that were the subject of Tonight's Public Hearings.

Councilmember Bauer announced the Greater Lansing Housing Coalition's 5th Annual Home Tour to take place on September 19, 1999 from 1:00 to 5:00 P.M. All of the proceeds go to support the Coalitions housing rehabilitation projects in the City. Interested parties may call Council Offices at 483-4177, or the Greater Lansing Housing Coalition.

Oldsmobile Park on Michigan Ave.) on September 18, 1999 from 11:00 A.M. to 2:30 P.M. They will hold a fund raiser in association with the demonstration. He presented Council President Benavides with a box of revised bumper stickers newly released by the Blue Ribbon Committee Quick Response Team for the "Keep GM Campaign." The revised bumper stickers reflect the progress on the campaign to-date by changing the word "keep" in the statement "LANSING WORKS, KEEP G.M." to "LANSING WORKS, KEEPING G.M." He delivered over 2,000 of the stickers to Council tonight and they have been distributed to all Lansing area Television and Radio Stations, as well as Union Offices. There is the possibility that General Motors will manufacture up to three models in Lansing. We should hear something concrete once labor negotiations have been completed.

➤ Special Ceremonies

1. Councilmember Allen, along with Mayor Hollister and David Wiener presented a resolution of Tribute to Karen Boyd and Wendy Lee commemorating National Ballroom Dance Week. They have a fund raiser scheduled for September 18, 1999 at the Holt Masonic Lodge where free beginner lessons will be offered. All proceeds will be donated to the American Cancer Society in memory of instructor Connie Meredith. They urged everyone in the Listening Audience to join them.

2. Mayor Hollister presented a proclamation to Glen Freeman of the Greater Lansing Labor Council. He presented Mr. Freeman with copies of the bumper stickers that He gave to Council tonight.

Mr. Freeman thanked everyone who helped make the "Keep G.M." campaign successful. Without GM, this community would take many steps backward. This ceremony tonight, is about looking for the Union Label in order to support the high standards that it represents. He urged everyone to look for the union label and to display it proudly, or at the least, to make sure that they buy American made products. Councilmember Murphy asked Mr. Freeman to describe the "Saipan Scam."

Mr. Freeman explained that in the Northern Mariana Islands corporations are setting up needle trade, garment making companies who entice Chinese women to pay a high fee to come to work in "America." In reality they are taken to the Northern Mariana Islands and kept in facilities resembling concentrations camps and made to work for terribly low wages and under terrible conditions.

PUBLICS AND MAYOR'S COMMENT ON LEGISLATIVE MATTERS

Jim Peterson of 5655 Valencia said that he circulated the petition requesting the public improvement. The petition contained the costs of the public improvement to property owners. He supports this project. He does not want to have to keep calling the City of Lansing every month to get their road graded in the summer and plowed in the winter.

Michael Markey of P.O. Box 24125 stated his support of this public improvement project. His company owns property on Valencia.

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

3. In consideration of Public Improvement in the form of 1999 Sidewalk Repair

Maria Moore of 908 N. Sycamore spoke representing Juan Perez of the above listed address. Mr. Perez does not feel that he should have to pay for these sidewalk repairs, because the sidewalk in front of his house was broken by a Gas Company pipe.

Bob Linton of 1719 Tecumseh River Rd. stated his opposition to the \$750 fee that he will be assessed for sidewalk improvements. He stated that following the last sidewalk improvement at his property, He had a new asphalt driveway poured and it covers the sidewalk. There is nothing wrong with the sidewalk in this area despite the fact that the Public Service Department wants to replace it because it is covered with asphalt making it 1/4 inch taller than adjacent sidewalk sections. He has no objections to repair of broken sections, but this section is not broken. He has owned this property for 41 years. He objects to the proposed project which will involve taking up part of the asphalt that is his driveway which is 20 feet across. He objected to the terminology used by a Public Service Dept. Engineer to describe the way his driveway looks. The driveway will not look any better with a 4 foot wide strip of concrete dividing it, plus he will have to patch the asphalt once the sidewalk has been installed, thereby making it look even worse.

Kristine O'Shell of 740 Wisconsin objected to the sidewalk replacement project. She said that Consumers Power came through their neighborhood earlier this year and ripped up their yard, now it will be ripped up again for this sidewalk repair job. She does not see the problem with the sidewalk squares in front of her house and objects to the special assessment.

Public Comment on Scheduled Public Hearings:

1. In consideration of an Amendment to Chapter 688, Section 688.08 to repeal said section for the Purpose of Providing for the Repeal of the ban on female Box Elder Trees

There were no speakers for this public hearing.

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

2. In consideration of Public Improvement in the form of Reconstruction of Valencia Blvd.

Andrew Ingraham of 5678 Valencia objected to the public improvement that involves the paving of this street. He just bought his home in April of this year, precisely because it is a graveled street and more of a country setting with lower taxes and lower traffic levels. They want this road to stay a dirt road.

Bill Miller of 5856 Valencia stated his opposition to this public improvement. He wants to preserve the country setting and thereby preserve the wildlife habitat and woods in back of his property. Also, he objects to the increase in taxes this would cause, as well as the higher traffic levels.

Danny Brown of 5666 Valencia stated his opposition to this public improvement, saying that they do not want the road to be black topped, nor do they want the curb and gutter installed. He said that a lot of the people who signed the petition for this public improvement have since moved out of the neighborhood.

Christy Cozik of 921 Princeton asked that her statement of opposition to the sidewalk repair project be accepted.

Ray Brownyard, no address given, stated his opposition to the sidewalk repair project.

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

Public Comment on Legislative Matters:

Howard Jones of 426 W. Barnes Ave. introduced Gustaf Wilson, the 5th Exchange Student that He and His Wife Dorothy have hosted. Coincidentally, Gustaf is the son of the first Exchange Student they Hosted many years ago. He stated his opposition to the 425 Agreement that Council will set a public hearing on tonight. He wants to know how this agreement differs from the first two 425 Agreements that were struck.

City Attorney Smierka explained that the 425 Act Agreement that is on tonight's Agenda is just having the public hearing set. This agreement deals only with the portion of the property from the last 425 Agreement that belongs to MSU. This is three sections of MSU property. One half of the property that was the subject of the last agreement belonged to MSU. The Governor's Club property is not part of this agreement. This property is situated to the West of Hagadorn Road. The purpose of this agreement is a complex, or research facility for MSU whose costs will exceed \$50,000,000 and a sanitary sewer system suitable for the processing of the ground and sewer water. There are no islands within the property, and the boundaries are straight. There is no residential housing within the area, except whatever incidental quarters may be contained within the MSU facilities for staff members. This issue is on the Meridian Township Board Meeting tonight and will be on their ballot in November. If this agreement is approved by the voters, the Lansing City Council and the Township Board, it will void the previous agreement between the City of Lansing and Meridian Township in its entirety. The taxing unit on this agreement would be Lansing, and voting would be in the Township. With respect to services and utilities they would be split, the language would be the same as in the previous agreement.

Councilmember Beal asked if this were an effort to make moot the current lawsuits against the City with respect to the previous agreement.

City Attorney Smierka responded in the negative, saying, that there was an issue raised

by the Court with regard to legal issues surrounding Lansing Ordinances and Township Ordinances. This is an effort to draft an agreement, taking into consideration the comments of Judge Collette during the hearings.

Councilmember Beal asked for confirmation that lawsuits are not motivating these Gordon Wilson of 2304 Midwood asked where the money for the infrastructure improvements on the subject property of the 425 Agreement will come from. Also, what about the question of the conflict of interest situation existing between Mayor Hollister and his Public Relations Firm of Kolt & Sirkaitian who also work for the Developers of the Governor's Club Project.

City Attorney Smierka said that the public hearing on this particular agreement will be held on September 20, 1999. This agreement does not affect the Governor's Club project, it is for the MSU property. There may be another 425 Agreement later on that will affect the Governor's Club. However, this agreement would repeal the previous agreement between Lansing and Meridian Township that did affect the Governor's Club.

Charlene Decker of 2711 Pleasant Grove Rd. said that she hopes that there is a clear explanation of this 425 Act Agreement. She does not understand why this is being done at this time. If the previous 425 Agreement is no longer valid, does the property revert back to the Township and what does that do to the City of East Lansing annexation issue? She said that she wants more than one public hearing on this issue.

Eugene Buckley of N. Hayford said that the 425 Act was originally intended by the legislature to bring city services to townships that could not afford to put in sewer and water systems. What it did was become a big ripoff. Property taxes under these agreements are low, but income taxes are to the City of Lansing, which is higher, and this does not benefit the residents. This is just another way to raise taxes to residents. This is like when the State raised the sales tax, lowered the property tax, but added some other taxes that we did not hear about. That was the biggest tax ripoff in State history. The Meridian Township deal was a fiasco to begin with.

LEGISLATIVE MATTERS
RESOLUTIONS

RESOLUTION #396
RESOLVED BY THE CITY COUNCIL
OF THE CITY OF LANSING

WHEREAS, ballroom dance is a national pastime that is enjoyed by millions of Americans, both young and older, and

WHEREAS, the history of ballroom dance is intertwined with American history and reflects the characteristics and special events of our past, and

WHEREAS, ballroom dance, and especially swing dance, is being rediscovered and appreciated by people across the country and particularly by young people, and WHEREAS ballroom dance has been recognized by the International Olympic Committee as a competitive sport that will be introduced into the next Olympics, and

(Meeting expenses with design consultant to help resolve problem with installation of backstop hood.)

By Councilmember Meyer

Carried Unanimously

RESOLUTION #397
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Federal Byrne Memorial Formula Grants funds of \$12,000 are available from the U. S. Justice Department, administered by the Michigan Department of

changes in the agreement.

City Attorney Smierka said that the changes were motivated by the comments of Judge Collette.

WHEREAS, the United States Amateur Ballroom Dancers Association has announced that September 17 through 26, 1999 is National Ballroom Dance Week, and

WHEREAS, there is a thriving ballroom dance scene in the Greater Lansing area, and

WHEREAS, the United State Amateur Ballroom Dancers Association, Incorporated, Central Michigan Chapter #237, in cooperation with local dance instructors: Amy DeMellio, Sherry Dimmer, John McAllister, John McAttee, Jeff Riley, Chemo Rodriguez and John Tomilian, is sponsoring a Day of Dancing on September 18, 1999, and

WHEREAS, free beginner dance lessons will be held at the Holt Masonic Lodge from 1:00 A.M. until 5:00 P.M., and

WHEREAS, there will be a Ballroom Dance Celebration that evening at 8:00 P.M., and

WHEREAS, all proceeds from this event will be given to the American Cancer Society in memory of dance instructor Connie Meredith,

NOW, THEREFORE BE IT RESOLVED, that the Lansing City Council together with the Mayor of Lansing do hereby express our appreciation to the Ballroom Dance community of the Greater Lansing area, and join with other communities throughout the nation in proclaiming September 17 through 26

National Ballroom Dance Week

in Lansing, and ask that all citizens to join with us in recognizing ballroom dance as a joyful and healthful recreation and urge them to go out and dance.

By Councilmember Allen

Carried Unanimously

RESOLUTION #397
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
That the following FY2000 transfer be approved;

AMOUNT OF TRANSFER	TRANSFER FROM ACCT #	TRANSFER TO ACCT #
\$500	Park Millage Contingency 412933890992000046020	Boys Youth Ball Diamond 412933890974000046068

Community Health, for alternative supervision of domestic violence and assault/battery offenders; and

WHEREAS, the federal grant program is called the Assaultive and Domestic Alternative Program Turnaround (ADAPT) program; and

WHEREAS, the objectives of the grant program include reducing the likelihood of repeat offenses by earlier supervision intervention, providing a speedier alternative process from arrest to sentencing (e.g., increase the proportion of convictions at pretrial stage), and reducing the incidence and magnitude of jail overcrowding; and

WHEREAS, the professional evaluator resources at Michigan State University will be contracted for program evaluation purposes; and

WHEREAS, the 54-A District Court was appropriated for FY2000 a \$6,000 court-

funded trial subsidy program to assist domestic violence and assaultive offenders otherwise lacking the financial resources to participate in supervision programs alternative to jail; and

WHEREAS, the federal grant period is October 1, 1999 to September 30, 2000; and

WHEREAS, there is no local match required for the grant; and

WHEREAS, the Mayor has recommended the application for and acceptance of the federal award from the ADAPT grant program;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council approves the application for and acceptance of 100% federal grant funds of \$12,000 for the above-described ADAPT grant; and

BE IT FURTHER RESOLVED, that the Lansing City Council approves acceptance of a continuation 100% grant for the period ending September 30, 2001, if such a grant is offered and timely applied for and awarded to the District Court; and

BE IT FINALLY RESOLVED, that the Lansing City Council hereby authorizes the Administration to accept the grant(s), create appropriate accounts, and transfer all funds administratively for the expenditure and control of the balance of the grant funds

By Councilmember Meyer

Carried Unanimously

**RESOLUTION #399
RESOLVED BY THE CITY COUNCIL
OF THE CITY OF LANSING**

BE IT FINALLY RESOLVED that a copy of the proposed agreement be placed on file with the Lansing City Clerk on or before 9:00 a.m. on September 9, 1999.

By Councilmember Bauer

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

NAYS: 1 (Councilmember Deal dissenting)

**RESOLUTION #400
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
SLU- 2498, 3726 Delta River Drive**

WHEREAS, Ruby Strudwick, 2709 Attenborough Dr., Lansing, MI 48917 has requested a Special Land Use permit to expand an existing adult foster care facility (SLU-24-98); and

WHEREAS, the subject property is located at 3726 Delta River Drive, on the north side of Delta River Drive east of St. Stephens Lutheran Church, and is in the "A" Residential zoning district; and

WHEREAS, the existing facility is licensed for six persons, and the applicant is requesting the facility be licensed for up to eight persons; and

WHEREAS, the Planning Board held a public hearing for the Special Land Use permit on Tuesday, January 12, 1999 where the applicant spoke in favor of the request; and two persons representing the River Forest Neighborhood Association spoke in opposition to the request; and

WHEREAS, the Planning Board reviewed the petition and on Tuesday, January 26, 1999 and on a split vote (6-1) recommended approval of the petition subject to

BE IT RESOLVED that a public hearing be held on the 20th day of September, 1999 at 7:00 p.m. in the City Council Chambers, 10th Floor, Lansing City Hall, 124 W. Michigan Avenue, Lansing, Michigan, on the following matter:

A proposed agreement between the City of Lansing and the Charter Township of Meridian for Conditional Transfer of Property Pursuant to Act 425 of the Public Acts of 1984. The proposed land to be transferred is legally described as:

A parcel of land in Section 30, T4N, R1W, Meridian Township, Ingham County, Michigan more particularly described as: Beginning at the Northwest corner of said Section 30; thence along the North line of said section, N 89° 39' 24" E, 3236.66 feet to the North 1/4 corner thereof; thence continuing along said North line of said Section 30, S 89° 59' 37" E, 2653.09 feet to the Northeast corner of said Section 30; thence along the East line of said Section 30, S 00° 16' 12" E, 2641.25 feet to the East 1/4 corner of said Section 30; thence along the East and West 1/4 line of said Section 30, S 89° 46' 00" W, 2650.29 feet to the Center of said Section 30; thence along the North and South 1/4 Line of said Section 30, S 00° 22' 33" E, 2645.62 feet to the South 1/4 corner of said Section 30; thence along the South line of said Section 30, S 89° 54' 16" W, 3293.44 feet to the Southwest corner of said Section 30; thence along the West line of said Section 30, N 00° 21' 46" E, 2640.77 feet to the West 1/4 corner of said Section 30; thence along said West line, N 00° 08' 41" E, 2643.18 feet to the Point of Beginning, containing 557.35 acres, more or less

BE IT FURTHER RESOLVED that the City Clerk give notice of the hearing in accordance with the Michigan Open Meetings Act.

conditions; and

WHEREAS, the City Council held a public hearing for the Special Land Use permit on Monday, March 22, 1999; and

WHEREAS, the Development and Planning Committee of City Council has reviewed the recommendation of the Planning Board and concurs therewith;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby approves the Special Land Use request (SLU-24-98) to permit a residential care facility for up to eight persons at 3726 Delta River Drive, with the following conditions:

1. Twenty-four hour supervision is to be maintained on site,
2. Capacity of the facility be limited to eight persons,
3. operation of the adult foster care facility must meet all federal, state, and local ordinances for the licensing of adult foster care facilities,
4. Approval of the Special Land Use permit does not include an approval of the construction or use of any second unit(s) in the building as appears to be suggested by the applicant, and any such construction or use would require submission and approval of a rezoning petition which would have to be granted prior to considering the construction and/or use of the second unit.

BE IT FINALLY RESOLVED that in granting this request, the City Council determines the following:

1. The proposed special land use will be designed, constructed, operated and maintained in a manner harmonious with the character of adjacent property and the surrounding use;
2. The proposed special land use will not change the essential character of the surrounding property;
3. The proposed special land use will not interfere with the general enjoyment of adjacent property;
4. The proposed special land use does not significantly impact the use or character of the subject property and the surrounding area in general, and will be in keeping with the natural environment of the lot;

5. The proposed special land use will not be hazardous to adjacent properties or involve uses, activities, materials or equipment which are detrimental to the health, safety or welfare of persons or property through the excessive production of traffic, noise, smoke, odor, fumes or glare;
6. The proposed special land use is adequately served by essential public services and facilities and it is demonstrated that the person responsible for the proposed special land use is able to continually provide adequately for the services and facilities deemed essential to the special land use under consideration;

Carried Unanimously

RESOLUTION #401
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
 Act-8-99, 217-219 S. Grand Avenue,
 Barrier Free Ramp in Right of Way

WHEREAS, Goodrich and Associates Inc. is renovating approximately 3,200 sq. ft. of the three-story office building at 217-219 S. Grand Avenue, and the Michigan Construction Code requires that altered buildings be made barrier-free; and

WHEREAS, Goodrich and Associates Inc. requests City approval to construct a barrier free ramp in the right-of-way, located at the front NW corner of the building at 217-219 S. Grand Avenue, to fulfill the requirements of the Michigan Construction Code; and

WHEREAS, the subject property lies directly south of the historic Brauer's 1861 House (Lansing City Club), which has a combined front access stairway and ramp in the right-of-way, and the impact of the proposed exterior ramp is minimized by tying it into the City Club ramp; and

WHEREAS, the proposed ramp, approximately 5'2" in width and 9'2" in length, will provide access to the front entrance and into the elevator lobby area; and

WHEREAS, the proposed ramp, if installed, will still leave sufficient unobstructed sidewalk space for pedestrian movement; and

WHEREAS, on June 15, 1999 the Planning Board reviewed the request through its Act 285 procedures, and recommended approval (6-0) of Act-8-99, to permit an encroachment of approximately 5'2" x 9'2" into the public ROW directly in front of the NW corner of 217-221 S. Grand, for a barrier-free access ramp tie-in addition to the current ramp located directly in front of the City Club, 213-215 S. Grand, provided that a minimum of five feet of clear unobstructed walkway be maintained for pedestrian travel along the sidewalk; and

WHEREAS, no one spoke in opposition to this proposal at the May 18, 1999 public hearing or at the June 15, 1999 Planning Board meeting and

WHEREAS, the Committee on Development and Planning reviewed the report and recommendation of the Planning Board, and concurs therewith;

NOW, THEREFORE BE IT RESOLVED the Lansing City Council hereby approves Act-8-99, the request by Goodrich and Associates Inc. to construct a barrier free ramp COM 782.2 FT E & 421.4 FT N OF SE COR SEC 8, THN 82.5 FT, E TO CL S WASHINGTON AVE, SWLY ALONG CL TO PTE OF BEG, TO BEG, SEC 8 T3N R2W

WHEREAS, the lot that will result from the split will not meet the minimum width to depth ratio of 1:2.5 as required by Sections 1236.07(d) of the Subdivision Regulations, however will meet or exceed all other dimensional requirements of the Subdivision Regulations; and

WHEREAS, the lot split will not change the residential character of the area; and

7. The proposed special land use will not place demands on public services and facilities in excess of current capacity;
8. The proposed special land use is consistent with the intent and purpose of the zoning code and the objectives of the current comprehensive plan;
9. The proposed special land use meets the dimensional requirements of the district in which the property is located.

By Councilmember Adado

in the right-of-way at the NW corner of the building located at 217-219 S. Grand Avenue.

BE IT FURTHER RESOLVED, the Lansing City Council hereby approves entering into a nonexclusive license agreement for an initial period of ten (10) years with Goodrich and Associates Inc. to permit the use of approximately 5'2" x 9'2" of public ROW directly in front of the NW corner of 217-221 S. Grand, for a barrier-free access ramp tie-in addition to the current ramp located directly in front of the City Club, 213-215 S. Grand Avenue, provided:

- I. the property owner must remove and replace the ramp at their own cost; if required to facilitate utility work within the ROW;
- II. the license is only effective with the current building and would be canceled if the existing building is removed or renovated to the extent that the barrier free access could be provided without the ramp in the ROW;
- III. a five foot walkway must be maintained in the sidewalk, which will require the relocation of the existing planter by the property owner at the owner's expense.

BE IT FINALLY RESOLVED, that the Mayor, on behalf of the City, is authorized to sign and execute the license agreement to effectuate the aforementioned transaction, subject to its prior approval as to form by the City Attorney.

By Councilmember Adado

Carried Unanimously

RESOLUTION #402
BY THE COMMITTEE ON PLANNING AND DEVELOPMENT
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
 LS-15-99
 South of 6952 S. Washington Avenue

WHEREAS, Victor A. Taylor, has requested a lot split (LS-15-99) to divide property located south of 6952 S. Washington Avenue legally described as:

Parcel 3305-08-467-071 (6952 S. Washington Avenue)
 COM 782.2 FT W & 503.9 FT N OF SE COR SEC 8, THN 74.85 FT, E TO CL S WASHINGTON AVE, SWLY ALONG CL TO PTE OF BEG, TO BEG, SEC 8 T3N R2W

Parcel 3305-08-476-067 (located south of 6952 S. Washington Avenue)

WHEREAS, the Planning Board, at their August 3, 1999 meeting voted unanimously (6-0) to recommend approval of the lot split south of 6952 S. Washington Avenue; and

WHEREAS, the Committee on Planning and Development has reviewed the recommendation of the Planning Board and concurs therewith;

NOW THEREFORE BE IT RESOLVED, the Lansing City Council hereby approves the lot split request (LS-15-99) by Victor A. Taylor to split 22.5 feet of frontage from the property located south of 6952 S. Washington Avenue and add the property to 6952

S. Washington Avenue with the resulting legal description of the new lots as follows:

Parcel A 3305-08-467071 (6952 S. Washington Avenue)
COM 782.2 FT W & 481.4 FT N OF SEC COR SEC 8, THN 97.35 FT, E TO CL
S WASHINGTON RD, SWLY ALONG SAID CL TO PTE OF BEG, TO BEG,
SEC 8 T3N R2W

Parcel B 3305-08-476067 (located south of 6952 S. Washington Avenue)
COM 782.2 FT E & 421.4 FT N OF SEC COR SEC 8, THN 60 FT, E TO CL S
WASHINGTON AVE, SWLY ALONG CL TO PTE OF BEG, TO BEG, SEC
8 T3N R2W

By Councilmember Adado

Carried Unanimously

RESOLUTION #403
BY THE COMMITTEE ON PLANNING AND DEVELOPMENT
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
LS-199
South of the 2000 Block of Moffitt Street

WHEREAS, J&L Investments, has requested a lot split (LS-199) to divide and combine properties located south of the 2000 block of Moffitt Street from five lots into four lots, the five existing lots are legally described as:

Parcel: 3305-05-151-129
Part of Lots 148 through 152 Incl. Com SW corner Lot 152, then East 530.94',
North 322.5', Wes: 470' more or less to East ROW line of Pleasant Grove Rd.
SWLY along a curve to the right with a radius 612.96', 205' more or less to Wes:
line of Lot 152, South 144.72' to Beg. Maple Grove #3

Parcel: 3305-05-151-087
Part of Lots 146 & 147 Com 95' South of NE corner Lot 146, then West 60', South
5', West 140', South 322.5', East 200', North 327.5' to Beg. Maple Grove #3
Part of Lots 146 through 152 Incl. Com SW corner Lot 152, then East 730.94',
North 327.5', Wes: 60', South 105', Wes: 60', North 100', Wes: 60', South 100',
Wes: 60', North 100', Wes: 470' more or less to East ROW line of Pleasant Grove
Rd. SWLY along a curve to the right with a radius 612.96', 205' more or less to
Wes: line of Lot 152, South 144.72' to Beg. Maple Grove #3

Parcel B (2031 Moffitt)
Wes: 40' of the North 200' Lot 146 & East: 20' of the North 200' Lot 147, Maple
Grove #3

Parcel C (2035 Moffitt)
Part of lot 147, commencing 20' West of the NE Corner, then South 200', West
60', North 200', East 60' to Beg. Maple Grove #3

Parcel D (2041 Moffitt)
Wes: 20' of the North 200' Lot 147 & East: 40' of the North 200' Lot 148, Maple
Grove #3

By Councilmember Adado

Carried Unanimously

RESOLUTION #404
BY COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
RESOLUTION TO PROVIDE RATIFICATION TO
LANSING CITY COUNCIL RESOLUTION #193

Parcel: 3305-05-151-069 (2031 Moffitt)
Wes: 40' of the North 100' Lot 146 & East 20' of North 100' Lot 147, Maple
Grove #3

Parcel 3305-05-151-075 (2035 Moffitt)
Part of lot 147, commencing 20' West of the NE corner, then South 100', Wes:
60', North 100', East 60' to Beg. Maple Grove #3

Parcel: 3305-05-151-082 (2041 Moffitt)
Wes: 20' of the North 100' Lot 147 & East: 40' of North 100' Lot 148, Maple
Grove #3; and

WHEREAS, the lots that will result from the split will not meet the minimum width to depth ratio of 1:2.5 as required by Sections 1236.07 (d) of the Subdivision Regulations, however will meet or exceed all other dimensional requirements of the Subdivision Regulations; and

WHEREAS, the Planning Board held a public hearing on July 7, 1999 at which time only the applicant spoke; and

WHEREAS, the Planning Board, at their July 20, 1999 meeting voted unanimously (6-0) to recommend approval of the lot split of properties south of the 2000 block of Moffitt Street finding that the lot split will not change the residential character of the area; and

WHEREAS, the Committee on Planning and Development has reviewed the recommendation of the Planning Board and concurs therewith;

NOW THEREFORE BE IT RESOLVED, the Lansing City Council hereby approves the lot split request (LS-199) by J&L Investments to divide property from five lots and combine them into four lots with the resulting legal description of the new lots as follows:

Parcel A

ESTABLISHMENT OF THE WASHINGTON SQUARE AREA
NEIGHBORHOOD ENTERPRISE ZONE

WHEREAS, the Lansing City Council has previously established the Washington Square Neighborhood Enterprise Zone by adopting resolution No. 193 on May 3, 1999; and

WHEREAS, it has come to the attention of this Council that three parcel codes which were included in the Neighborhood Enterprise Zone on the Washington Square Neighborhood Enterprise Zone map, were not included in the parcel code list, which were both a part of the document titled Washington Square Neighborhood Enterprise Zone T.C.V. 1998, as filed with the City Clerk; and

WHEREAS, as required by P.A. 147 of 1992, the City Assessor and each taxing unit was notified on March 3, 1999 of the City's intent to establish an additional Neighborhood Enterprise Zone, and received the notice not less than 60 days prior to the designation of a Neighborhood Enterprise Zone; and

WHEREAS, as required by P.A. 147 of 1992, prior to acting on this request, on April 19, 1999 a public hearing was held on the establishment of a Neighborhood Enterprise Zone. The public hearing was held not later than 45 days after notification of the taxing units; and

WHEREAS, as required by P.A. 147 of 1992, the City Council made the following findings with regards to the establishment of the Washington Square Neighborhood Enterprise Zone on May 3, 1999.

1. That the City Council has previously adopted a housing inspection code ordinance which meets the requirements of P.A. 147 of 1992.

2. The proposed neighborhood enterprise zones are consistent with the master plan, the neighborhood preservation and economic development goals of the City.
3. The goals, objectives and policies prepared for the five year U.S. Department of Housing and Urban Development Consolidated Plan and the *Goals & Objectives for the Twenty First Century* as adopted by the City Council meet the intended goals, objectives and policy for the neighborhood enterprise zones relative to the maintenance, preservation, improvement, and development of housing for all persons regardless of income level living within the neighborhood enterprise zone; and

WHEREAS, as required by P.A. 147 of 1992, the City Council has been furnished the amount of the true cash value of the property located within the Washington Square Neighborhood Enterprise Zone as noted in a document titled Revised Washington Square Area Neighborhood Enterprise Zone T.C.V. for 1998, as filed with the City Clerk;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby ratifies its previously resolution #193 to include the following parcels, as identified by parcel LANSING CITY COUNCIL RESOLUTION #555 OF 1997 AUTHORIZATION OF NEIGHBORHOOD ENTERPRISE ZONE CERTIFICATE

WHEREAS, the Lansing City council acted to authorize the issuance of a Neighborhood Enterprise Zone Certificate to Habitat for Humanity by adopting resolution No. 555 on October 13, 1997; and

WHEREAS, the property address which was stated in resolution No. 555 as "1239 Lathrop" was incorrect; and

WHEREAS, the correct address is "1241 Lathrop"; and

WHEREAS, the application previously filed for a newly constructed residence at 1241 Lathrop Street, Lansing, is located in the Neighborhood Enterprise Zone No. 3 Potter/Walsh Neighborhood is for a new construction certificate, the primary purpose of the new construction is owner occupied and the Certificate authorized still complies with 92 P.A.147;

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby ratifies resolution No. 555 of 1997 and amends the record to show the correct address as 1241 Lathrop Street, Nunc pro tunc.

By Councilmember Adado

Carried Unanimously

ORDINANCES FOR INTRODUCTION

There were no ordinances for introduction

ORDINANCES FOR PASSAGE

By Councilmember Adado

That we move to the passage of Ordinances

CARRIED UNANIMOUSLY

By Councilmember Adado

That the Ordinance when read by its title for a second time, be considered as read in full

CARRIED UNANIMOUSLY

code, and as stated in said document titled Revised Washington Square Area Neighborhood Enterprise Zones T.C.V. 1998, as filed with the City Clerk:

3301-16-455-031-6	511 S. Washington Ave.
3301-16-455-102-9	0 E. Lenawee St.
3301-16-455-003-5	0 S. Washington Ave.

BE IT FINALLY RESOLVED that the City Clerk forward a certified copy of this resolution together with the document titled Revised Washington Square Area Neighborhood Enterprise Zones T.C.V. 1998, as filed, to the State Department of Treasury.

By Councilmember Adado

Carried Unanimously

RESOLUTION #405 BY COMMITTEE ON DEVELOPMENT AND PLANNING RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING RESOLUTION TO PROVIDE RATIFICATION TO

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

By Councilmember Adado

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-0799, 2726 N. Grand River Ave., be placed on order of immediate passage.

CARRIED UNANIMOUSLY

By Councilmember Adado

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-0799, 2726 N. Grand River Ave., be now passed

YEAS: Adado, Allen, Bauer, Beal, Benavides, Lee man, Meyer, Murphy

NAYS: None

ABSENT: None

By Councilmember Adado

That this ordinance, being necessary for the immediate preservation of the public peace, health, or safety, shall take effect upon its passage

Carried Unanimously

ORDINANCE #2439

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification on the property described as follows:

Legal Description: E 100 FT OF THAT PART OF FW 40 A OF W 1/4 OF SE 1/4 LYING N OF GRAND RIVER AVENUE SEC 5 T4 N R2 W

from "A" Residential and "G-2" Wholesale Districts to "G-2" Wholesale District except the north 100 feet thereof which shall be zoned from "A" Residential District to "J" Parking District.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from its passage unless given immediate effect by the City Council.

Given immediate effect by motion of Councilmember Adado

MARILYNN SLADE, CITY CLERK

BY COUNCILMEMBER ADADO

That the Ordinance when read by its title for a second time, be considered as read in full

CARRIED UNANIMOUSLY

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

BY COUNCILMEMBER ADADO

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-08-99, 914-1008 W. Washtenaw, 909-1003 W. Washtenaw, 300-318 S. Butler and 912-1010 W. Kalamazoo, be placed on order of immediate passage

CARRIED UNANIMOUSLY

BY COUNCILMEMBER ADADO

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-08-99, 914-1008 W. Washtenaw, 909-1003 W. Washtenaw, 300-318 S. Butler and 912-1010 W. Kalamazoo, be now passed

Given immediate effect by motion of Councilmember Adado

MARILYNN SLADE, CITY CLERK

BY COUNCILMEMBER ADADO

That the Ordinance when read by its title for a second time, be considered as read in full

CARRIED UNANIMOUSLY

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

BY COUNCILMEMBER ADADO

Case Number: Z-7-99, 2726 North Grand River Avenue Parcel Number PPN 3301-05-402-131

YEAS: Adado, Allen, Bauer, Deal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: None

By Councilmember Adado

That this ordinance, being necessary for the immediate preservation of the public peace, health, or safety, shall take effect upon its passage

Carried Unanimously

ORDINANCE #2440

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification on the property described as follows:

Case Number: Z-8-99, 914-1008 W. Washtenaw, 909-1003 W. Washtenaw, 300-318 S. Butler, and 912-1010 W. Kalamazoo

Parcel Number PPNs 3301-17-428131 through 3301-17-430401 through 3301-17-430251 through 3301-17-430351

Legal Description: LOTS 1 THROUGH 7, LOTS 16 THROUGH 19, THE NORTH 1/4 OF LOT 20 AND THE SOUTH 1/4 OF LOT 15, BLOCK 10, ALSO LOTS 16 THROUGH 19 AND THE EAST 435 FEET OF LOT 15, BLOCK 11, PLAT OF BUSH, BUTLER AND SPARROW'S ADDITION, CITY OF LANSING, INGHAM COUNTY, MICHIGAN

from "C" Residential to "D-1" Professional Office District

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from its passage unless given immediate effect by the City Council.

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-09-99, 303 W. Kalamazoo, be placed on order of immediate passage

CARRIED UNANIMOUSLY

BY COUNCILMEMBER ADADO

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located

at Z-09-99, 303 W. Kalamazoo, be now passed

YEAS: Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: None

By Councilmember Adado

That this ordinance, being necessary for the immediate preservation of the public peace, health, or safety, shall take effect upon its passage

Carried Unanimously

ORDINANCE #2441

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification on the property described as follows:

Case Number: Z-9-99, 303 W. Kalamazoo Street

Parcel Number: PPN 3301-16-376-002

Eugene Buckley of N. Hayford said that considering that the cost of maintenance on a gravel road is higher than on a paved road, the residents on Valencia which is a gravel road should be getting a rebate on their taxes for having it paved, not getting a special assessment.

Russell Terry of 121 E. Mt. Hope said that the scheduled time of committee meetings is inconvenient to men and women who work. Also, he does not like to have to pay for parking.

Frank Curtis "X," no address given, said that Councilmembers do too much running of their mouths and not enough listening to what citizen tell them. He is tired of his tax dollars being taken out of the part of town that he lives in. He said that Church and State do not mix, and warned Councilmembers that if they do not start doing what they are supposed to be doing, they will see something happen.

Charlene Decker of 2711 Pleasant Grove Rd. said that it was great to see the union representative here tonight. It is because of unions that all of the people in Lansing have had better wages and benefits. She worked for GM for 30 years and always had good relations with the unions in this town. She stated her opposition to the Voucher System for School Districts. This system has the potential to collapse the public school system. If all of the Churches in the State were to open their own schools the vouchers they would receive would bankrupt the public school system.

COMMITTEE REPORTS

RESOLUTION #406 REPORT OF COMMITTEE

THE DEVELOPMENT AND PLANNING COMMITTEE to whom was referred Z-7-99, the proposed ordinance to rezone 2726 N. Grand River Avenue from "A" Residential and "G-2" Wholesale Districts to "G-2" Wholesale District.

The Committee reviewed the proposal. The rezoning would allow the developer to make improvements to the property which would allow delivery vehicle to turn around

Legal Description: LOTS 1-12, BLOCK 138, ORIGINAL PLAT, CITY OF LANSING, INGHAM COUNTY, MICHIGAN from "E-1" Apartment Shop, "E-2" Local Shopping, "G-1" Business and "J" Parking Districts to "G-1" Business and "J" Parking Districts

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from its passage unless given immediate effect by the City Council.

Given immediate effect by motion of Councilmember Adado

MARLYNN SLADE, CITY CLERK

OTHER BUSINESS

Public Comment on City Related Matters

John Beatty of 2517 Linlawn Ave. said that he will be a candidate for the office of Governor in the 2002 Gubernatorial Campaign. He recited a list of his friends whom he feels will support him.

Gordon Wilson of 2304 Midwood said that he nearly had an accident involving three young people on bicycles at the corner of Pleasant Grove and Holmes Rd. over the weekend. He stated his opposition to the change from one-way to two-way streets in the downtown area.

on the property instead of having to back into the property from Grand River Avenue.

REPORTS AS FOLLOWS: The Committee recommends Z-7-99, the proposed ordinance to rezone 2726 N. Grand River Avenue from "A" Residential and "G-2" Wholesale Districts to "G-2" Wholesale District.

Signed, Lou Adado, Chairperson
Sandy Allen
Tony Benavides

BY COUNCILMEMBER ADADO

That the Report of the Committee be received

CARRIED UNANIMOUSLY

RESOLUTION #407 REPORT OF COMMITTEE

THE DEVELOPMENT AND PLANNING COMMITTEE to whom was referred Z-8-99, the proposed ordinance to rezone 914-1008 W. Washtenaw, 909-1003 W. Washtenaw, 300-318 S. Butler, and 912-1010 W. Kalamazoo from "A" Residential to "D-1" Professional Office District.

The Committee reviewed the proposal. The rezoning would allow the developer to construct a two-story office center that conforms to the Seven Block Development Plan

REPORTS AS FOLLOWS: The Committee recommends Z-8-99, the proposed ordinance to rezone 914-1008 W. Washtenaw, 909-1003 W. Washtenaw, 300-318 S. Butler, and 912-1010 W. Kalamazoo from "A" Residential to "D-1" Professional Office District.

Signed, Lou Adado, Chairperson
Sandy Allen
Tony Benavides

BY COUNCILMEMBER ADADO

That the Report of the Committee be received.

CARRIED UNANIMOUSLY

RESOLUTION #408
REPORT OF COMMITTEE

THE DEVELOPMENT AND PLANNING COMMITTEE to whom was referred Z-9-99, the proposed ordinance to rezone 303 W. Kalamazoo Street - Ingham County Consolidated Courts Facility from "E-1" Apartment Shop, "E-2" Local Shopping District, "G-I" Business District & "J" parking District to "G-I" Business District & "J" Parking.

BY COUNCILMEMBER ADADO

That the Report of the Committee be received.

CARRIED UNANIMOUSLY

CITY OFFICER & BOARD REPORTS

1. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

2. Letters from the Mayor re:

a. Public Improvement I, Curb and Gutter and Storm Sewer on Heald Place from Hosmer to Larned

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

b. Public Improvement IV, 1999 Sidewalk Repair Contract P.S. #01051

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

c. Industrial Facilities Exemption Certificate; Neogen Corporation

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

d. Race Street Parking Lot Development and Management Proposals

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

e. Traffic Control Orders Authorizing a Traffic Operation Change to Convert Shiawassee, Ionia and Washtenaw Streets from One-way to Two-way Operations between Grand Ave. and MIK Blvd.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

f. Transfer of Funds; Public Service Operations & Maintenance Service Garage

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

g. Transfer of Funds; State and Federal Programs

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

h. Administrative and Executive Transfers

The Committee reviewed the proposal. The rezoning would allow the Ingham County and the City of Lansing to construct the new Consolidated Courts Facility, a 108,000 square foot addition to the existing Grady Porter Building.

REPORTS AS FOLLOWS: The Committee recommends Z-9-99, the proposed ordinance to rezone 303 W. Kalamazoo Street - Ingham County Consolidated Courts Facility from "E-1" Apartment Shop, "E-2" Local Shopping District, "G-I" Business District & "J" parking District to "G-I" Business District & "J" Parking.

Signed, Lou Adado, Chairperson
Sandy Allen
Tony Benavides

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

i. Press Releases; CLASS, Wastewater Superintendent Selected, P.A.L. Golf Outing, K-9 Officer Rocky

RECEIVED AND PLACED ON FILE

j. "Operation Free Taxicab Ride"

RECEIVED AND PLACED ON FILE

k. Grant Application and Acceptance; Absinence Coalition

REFERRED TO THE COMMITTEE OF THE WHOLE

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. Notice from the State of Michigan Department of Environmental Quality of the issuance of Permit #996126 issued to the City of Lansing for Wastewater System Construction for Grand Haven Manor

REFERRED TO THE DEPARTMENT OF PUBLIC SERVICES

2. Letter from Tyson Friar of 919 Princeton Ave protesting the Special Assessment for Sidewalk Improvement in front of his property

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

3. Notice from the State of Michigan Department of Environmental Quality of the issuance of Permit #996080X issued to the City of Lansing for Wastewater System Construction for Alameda Township Trunk Sewer

REFERRED TO THE DEPARTMENT OF PUBLIC SERVICES

4. Letter from Hiralal M. Patel of 1829 S. Washington appealing the decision of the Claim Review Committee to Deny His Claim

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

5. Letter from Vahi Tec submitting a Motion for Withdrawal of Jet Engineering, Inc. appeal of special assessment to the Michigan Tax Tribunal

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

6. Letter from David L. Zimmerman of 1145 S. Grand Ave. appealing the decision of the Claim Review Committee to Deny His Claim

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

7. Letter from David & Leona Anas providing notice of a new Deed Holder for 7520 Pacific Ridge Ave for the purpose of Special Assessment for 1999 Sidewalk Repair at that address

REFERRED TO THE CITY ASSESSOR AND THE PUBLIC SERVICE DEPARTMENT

13. From Councilmember Adado: a letter from the State of Michigan Department of Treasury regarding the Transfer of Property belonging to J&L Investment Co., LLC

REFERRED TO THE MAYOR AND THE CITY ATTORNEY**COUNCILMEMBERS COMMENTS**

Councilmember Deal responded to comments made in opposition to the traffic control project to change the one-way designation of downtown streets to a two-way designation. The City is not trying to make it easier for the people who are leaving town. We are not trying to make it easier for people to live in the suburbs, we are trying to make it more attractive for people to live in Lansing. If it is harder to get in and out of Lansing after work, perhaps more people will opt to move into town. She wants street traffic patterns to make more sense for the people who live here.

Councilmember Bauer added to the comments made by Councilmember Deal, saying that in walkable communities one-way streets are not as friendly to pedestrian traffic. Two-way streets are more appealing to foot traffic. She wished a "Happy 30th Anniversary" to Councilmember Meyer and His Wife, Gayle. She commented on the amount of late items that were brought tonight. These were non-controversial, fairly straight forward items, however, she would like to encourage everyone to try to have fewer late items in future.

**MAYOR'S EXECUTIVE ASSISTANT'S
RESPONSE TO COMMENTS**

Mr. Wiener noted that this weekend is the Jewish New Year. He wished the people of the Jewish community, and everyone else in the community, a year of contentment, blessings, health and peace.

City Clerk Slade commented on a request that Her Office place the proposed 425 Act Agreement on the City's Web Site. The City Clerk's Office does not manage the City's Web Site. It is in the control of the Computer and Communications Services Department. The City Clerk's Office has not been funded, and does not have the resources to support this type of activity, nonetheless, She will try to get this document on the Web Site. She requested that future requests like this be handled by C&CS.

ADJOURNED 8:45 PM
MARILYN SLADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF SEPTEMBER 13, 1999

Corner of Hampden, Woodview and Colonial
Near Dwight Rich Middle School
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Bena vides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Bena vides, Leeman, Meyer, Murphy

ABSENT: None

The Invocation and Pledge of Allegiance were led by Gordon Wilson

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of September 7, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Adado

To accept the following under suspension of the rules:

1. From Councilmember Adado; a Resolution setting a Public Hearing in consideration of SLU-10-99; 231-237 S. Washington Square
 2. From Councilmember Murphy; a Letter from Ingham Regional Medical Center regarding Fire Alarm Services
 3. From Councilmember Murphy; a letter from Janet Guinter of 708 N. Chestnut regarding an incident in a City Park involving a Park Employee
 4. From Councilmember Murphy; a Letter from Tom Powers and Business and Property Owners in Old Town regarding the General Business Rezoning in Old Town
 5. From Councilmember Murphy; a letter from Mid Michigan Public School Academy requesting assistance with getting two crossing guards
 6. From Councilmember Murphy; a letter from Ed Simmer of 2609 Dier requesting that the City replace all blinking red lights with permanent stop lights
- There were no Special Ceremonies

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

There were no Public Hearings

➤ Public Comment on Legislative Matters:

John Beatty of P.O. Box 17062 in Lansing stated his opposition to the sale of property located at 1004 W. Lenawee.

LEGISLATIVE MATTERS
RESOLUTIONS

festivals;

7. From Councilmember Allen; a Resolution authorizing a temporary outdoor service permit for the Blue Coyote

8. From Councilmember Bauer a letter from the Moores River Drive Neighborhood Association and the Cambridge Ave. Association regarding the shoreline improvements planned for the Grand River in the Frances Park area

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Councilmember Beal urged everyone to attend the kickoff of the Fund Raiser for the Extreme Sports Park, which will feature Andy MacDonald, at Parking Lot 15 on Saturday, September 18, 1999 at 11:00 a.m.. This parking lot is located on Michigan Ave. right across from Oldsmobile Park. They are looking for volunteers to help construct the ramp that Mr. MacDonald will use in his demonstrations. Call 487-6873 and talk to Pete if you are interested in helping.

Councilmember Bauer announced the Greater Lansing Housing Coalition Home Tour on Sunday, September 19, 1999. The tour is \$15.00 per person and proceeds go to support their home rehabilitation projects. Four of the houses to be rehabilitated in this phase are on Moores River Dr. and the other two are apartments in Downtown Lansing that are above existing businesses in Downtown.

Mayor Hollister said that after attending the kick-off for the fund raiser for the skate park, you can go to the Liederkrantz Club at 5828 S. Pennsylvania on Saturday, September 18, 1999 at 12:00 P.M. for their Oktoberfest Celebration. The UAW Local #602 is holding their annual Hispanic/Latino celebration at 2510 W. Michigan Ave. beginning at 3:30 P.M. on Sunday, September 19, 1999.

Councilmember Bena vides introduced Patty Farhat-Reed of Neighborhood Watch #402, Jean Barber of Watch #262, Jane Parker of #311, Linda Hartman of #151, Mike Depski of #343, Marilynn Grieg of #213 and Dennis Jacobs of #437, thanked them for hosting the City Council Meeting Tonight and for getting everyone out to attend the meeting.

➤ Special Ceremonies

RESOLUTION #409
BY COUNCILMEMBER ALLEN
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the 1990 Census determined that German-Americans are the largest ethnic group in the United States; and

WHEREAS, nearly 60 million persons or 25% of the US population claims some form of German ancestry; and

WHEREAS, the Lansing Liederkrantz Club celebrates German ethnic traditions; and

WHEREAS, Oktoberfest is one of the more internationally recognized German ethnic

WHEREAS, the Lansing Liederkrantz Club will hold an Oktoberfest on Saturday, September 18, 1999 from noon to midnight at 5828 South Pennsylvania which will

feature Renaissance Singers, children's activities, Red Rug Puppet Theatre, Yodeling Contests, and Hobnob: music;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, declares Saturday, September 18, 1999 as Oktoberfest Day and encourages Lansing area residents to be part of the event, which contributes to make Lansing a great place to live, work, and enjoy our dynamic cultural diversity

By Councilmember Allen

Carried Unanimously

RESOLUTION #410
BY THE DEVELOPMENT AND PLANNING COMMITTEE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Lansing City Council has previously established a Lansing Plant Rehabilitation District (IPR1-98) on December 14TH, 1998, on the property located at 600 Leshar Place and legally described as:

*Lots 22 and 23 of Block 1, Assessor's Plat No. 7, Part of Section 15,
City of Lansing, Michigan, T4N R2W, Parcel No. 330115-102.031
& and*

WHEREAS, the City of Lansing received and filed an application from Neogen Corporation requesting an Industrial Facilities Exemption Certificate (IFT-3-99) for real and personal property investments necessary to renovate and convert a historic building into a high-tech manufacturing facility, pursuant to Public Act 198 of 1974, as amended; and

WHEREAS, a public hearing was held August 16th, 1999, on the Industrial Facilities Exemption Certificate (IFT-3-99) filed by Neogen Corporation, at which all owners of

WHEREAS, the Lansing Board of Water and Light has decommissioned its Ottawa Power Station; and,

WHEREAS, the Lansing Board of Water and Light will invest a total of approximately \$4,500,000 in costs to dismantle and remove equipment from the Ottawa Power Station; and,

WHEREAS, the Lansing Board of Water and Light and the City of Lansing believe that the Ottawa Power Station and associated real estate should be redeveloped as a commercial urban entertainment center, with elements of theater, lifestyle retailing, theme restaurants, night clubs, and public access to the Grand River; and,

WHEREAS, the City of Lansing seeks to support the Lansing Board of Water and Light in the redevelopment of their property located in downtown Lansing known as the Ottawa Power Station by supporting the Board of Water and Light's application for Waterfront Redevelopment Grant funds, as authorized by the Clean Michigan Initiative; and,

WHEREAS, the proposed redevelopment project is linked to and is consistent with the previous redevelopment efforts by the City and other agencies in the Downtown area and that the completion of the proposed redevelopment project is an integral part of the continued redevelopment and improvement of the Downtown area; and,

WHEREAS, the City of Lansing believes that the proposed redevelopment project will significantly contribute to the revitalization of area neighborhoods and will create jobs and significant economic opportunity for residents of the area; and,

WHEREAS, the proposed redevelopment project is consistent with, and complementary to, the Waterfront Plan, Central Lansing Comprehensive Plan, for the City of Lansing and the City's broader economic and community development plans for the community as a whole; and,

WHEREAS, the proposed project will provide significant public access to the Grand River waterfront;

land within IPR1-98, other City residents and taxpayers, the assessor and the representatives of the legislative body of each taxing unit that levies ad valorem taxes for the IPR1-98 area had the opportunity to appear and be heard; and

WHEREAS, Neogen Corporation has substantially met all of the requirements for said Exemption Certificate as required by Public Act 198 and by the policies of this Council

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council finds and determines that the granting of this Industrial Facilities Exemption Certificate considered together with the aggregate amount of certificates previously granted and currently in force under Public Act 198, shall not have the effect of substantially impeding the operation of the City of Lansing, nor impairing the financial soundness of any taxing unit which levies ad valorem taxes in the City of Lansing.

BE IT FURTHER RESOLVED that the Lansing City Council hereby approves the application of Neogen Corporation for an Industrial Facilities Exemption Certificate (IFT-3-99), for real and personal property investments in the area included in IPR1-98 for a period of (12) years; provided that this resolution shall be effective upon the execution of a written Industrial Facilities Exemption Certificate Agreement between Neogen Corporation and the City of Lansing, in the form as filed with the City Clerk.

BE IT FINALLY RESOLVED that the Mayor, on behalf of the City, is authorized to execute the afore stated agreement, subject to prior approval thereof as to form by the City Attorney.

By Councilmember Adado

Carried Unanimously

RESOLUTION #411
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

NOW, THEREFORE BE IT RESOLVED, that the Lansing City Council hereby expresses that it is in full support of the proposed redevelopment project and that the Mayor is authorized to support the Lansing Board of Water and Light's application for Waterfront Redevelopment Grant funds for the Ottawa Station/The Power Tower; and

BE IT FINALLY RESOLVED, that the administration, as the Mayor directs, is authorized to work with the Board of Water and Light to facilitate the redevelopment plan.

By Councilmember Adado

Carried Unanimously

RESOLUTION #412
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
SALE OF PROPERTY LOCATED AT
1004 W. LENAWEE STREET
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, pursuant to the Seven Block Area Development Plan, as amended, the City has acquired the property located at 1004 W. Lenawee Street and removed the dilapidated structure; and

WHEREAS, the property has been acquired for the purpose of reducing the density of development in the block face by splitting the lot, adding six (6) feet to the property located at 1000 W. Lenawee to increase the yard area of that property and eliminate a joint driveway situation, and to create a lot for new development; and

WHEREAS, it is recommended that a six (6) foot portion of the property be sold for a nominal sum of \$1.00 per front foot plus all closing costs to the Greater Lansing Housing Coalition, a nonprofit housing development corporation engaged in the rehabilitation of the residential structure located at 1000 W. Lenawee Street,

NOW THEREFORE BE IT RESOLVED, that the City of Lansing does hereby

authorize the sale of a strip of property six (6) feet in width described as:

The East: 6 feet of the West: 1/2 of lot 16, Block 9, Bush, Butler & Sparrow's Addition, City of Lansing, Ingham County, Michigan, according to the recorded plat thereof as recorded in Liber 51 of Deeds, Page 392, Ingham County records.

to the Greater Lansing Housing Coalition, for the sum of six dollars (\$6.00) plus all closing costs.

BE IT FINALLY RESOLVED, that the Mayor, on behalf of the City, is hereby authorized to sign and execute all necessary documents to effectuate the sale and transfer of the property, subject to prior approval as to form by the City Attorney. WHEREAS, pursuant to the Seven Block Area Development Plan, as amended, the City has acquired the property located at 918 W. Lenawee Street; and

WHEREAS, the property has been acquired for the purpose of rehabilitating the structure as a single family unit for sale to an income eligible household as part of the revitalization plan for the Seven Block Neighborhood; and

WHEREAS, it has been proposed and supported by the Administration that the property be sold for a nominal sum of \$1.00 plus all closing costs to the Greater Lansing Housing Coalition, a nonprofit housing development corporation, provided the GLHC enter into an agreement with the City to undertake the rehabilitation and sale of the property under the City's Rehabilitation/Purchase Program;

NOW THEREFORE BE IT RESOLVED, that the City of Lansing hereby authorizes the sale of the property located at 918 W. Lenawee Street more particularly described as:

The West: 44 feet of lot 18, Block 9, Bush, Butler & Sparrow's Addition, City of Lansing, Ingham County, Michigan, according to the recorded plat thereof as recorded in Liber 51 of Deeds, Page 392, Ingham County records,

to the Greater Lansing Housing Coalition for the sum of one dollar (\$1.00) plus all closing costs.

BE IT FURTHER RESOLVED, that the sale of the property be subject to the execution of an agreement between the City and the Greater Lansing Housing Coalition stipulating that the property shall be rehabilitated as a single family unit under the City's Rehabilitation/Purchase Program, and shall be sold to an income eligible household that will reside in the home as owner/occupant.

BE IT FINALLY RESOLVED, that the Mayor, on behalf of the City, is hereby authorized to sign and execute all necessary documents to effectuate the sale and transfer of the property, subject to prior approval as to form by the City Attorney.

By Councilmember Adado

Carried Unanimously

RESOLUTION #414

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
ACQUISITION OF SEWER EASEMENTS ACROSS
CONSUMERS ENERGY COMPANY PROPERTY
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the City of Lansing is required by agreement to provide sanitary sewer service to accommodate the development of the Jackson National Life Facility in Alameda Township; and

PROPERTY BENEFITTED

CURB AND GUTTER: All lands fronting on Valencia Boulevard from Martin Luther King Jr. Boulevard to the west; end.

PROPERTY BENEFITTED

STORM SEWER: All lands fronting on Valencia Boulevard from Martin Luther King Jr. Boulevard to the west; end

By Councilmember Adado

Carried Unanimously

RESOLUTION #413

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
SALE OF PROPERTY LOCATED AT
918 W. LENAWEE STREET
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, it is necessary to route part of the sanitary sewer system across the property owned by Consumers Energy Company and located near the Southwest corner of Jolly and Aurelius Roads in the City; and

WHEREAS, it is necessary to purchase a permanent utility easement and a temporary construction easement over an area 55 feet in width and 78 feet in length from the property owner to allow for the public purpose of installing, operating and maintaining the sanitary sewer system; and

WHEREAS, Consumers Energy Company has agreed to sell the permanent utility easement and temporary construction easement to the City for the total sum of \$4,250.00, the value of the easements established by an appraisal carried out on behalf of the City by an independent appraiser,

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council authorize the acquisition of a permanent utility easement and a temporary construction easement across the property owned by the Consumers Energy Company and located near the Southwest corner of Jolly and Aurelius Roads, which easements are legally described and included in the survey attached to the proposed Easement Agreement forwarded to the City by Consumers Energy Company, for the purchase price of \$4,250.00.

BE IT FURTHER RESOLVED that the acquisition and construction of the sewer system shall be carried out according to the terms of an Easement Agreement to be signed by the Consumers Energy Company.

BE IT FINALLY RESOLVED the Mayor is authorized to sign and execute all necessary documents to effectuate the aforesaid transaction, subject to their prior approval as to form by the City Attorney.

By Councilmember Adado

Carried Unanimously

RESOLUTION #415

BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
PUBLIC IMPROVEMENT IV

WHEREAS, pursuant to the Public Improvement III adopted by this Council, the Director of Public Service has held a public hearing for assessment roll 351 for curb and gutter, storm sewer, and sanitary sewer:

PROJECT TITLE:

Reconstruction of Valencia Boulevard from Martin Luther King Jr. to the west; end 1999 Street Reconstruction P.S. 01048.

except those lands adjacent to Martin Luther King Jr. Boulevard that have previously been assessed for storm sewer improvements.

PROPERTY BENEFITTED

SANITARY SEWER: All lands fronting on Valencia Boulevard from a point approximately 911 feet west of Martin Luther

King Jr. Boulevard to the west end.

WHEREAS, the City Assessor has completed the assessment roll for curb and gutter, based upon contract costs and other related costs of construction, and furnished the following information:

ENGINEER'S ESTIMATE, COST OF IMPROVEMENTS:

ASSESSMENT ROLL #351	CITY CONTRIBUTION	ASSESSABLE TO PROPERTY OWNER
Curb & Gutter Costs	\$00.00	\$33,413.47
Sanon Sewer Costs	\$4,642.00	\$46,464.00
Sanitary Sewer Costs	00.00	\$40,000.00
Other Costs	\$25,000.00	\$10,000.00
Total	\$29,746.00	\$120,682.38

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby directs that special assessment roll number 351 as returned by the City Assessor, be ratified and confirmed, and the Mayor is authorized to affix within ten days his warrant directing the City Treasurer to collect said tax within 90 days after the approval of the assessment roll.

By Councilmember Beal

Carried Unanimously

**RESOLUTION #416
BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
PUBLIC IMPROVEMENTS**

WHEREAS, the Public Service Department has established the need for construction of curb and gutter and the necessary storm drainage facilities for Kennedy Drive between Selfridge Blvd. and Haag Road according to the petition (see valid petition attached) signed by 57% of the benefitted owners and by 58% of the benefitted frontage lots; and

WHEREAS, the City Council has determined that this proposed public improvement

**RESOLUTION #418
BY THE GENERAL SERVICES COMMITTEE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the Blue Coyote Brewing Company, holder of a Class C Liquor License, has applied to the Michigan Liquor Control Commission for authorization to provide temporary outdoor service during September 24 (5:00 p.m. - to 1:30 a.m.) and September 25 (5:00 p.m. to 1:30 a.m.), 1999, in a private enclosure on Pere Marquette Drive; and

WHEREAS, the Michigan Liquor Control Commission rules require that the local legislative body approve such applications prior to issuance of the permit; and

WHEREAS, the City Clerk has reported that all necessary administrative approvals have been granted; and

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council, hereby, approves the request from the Blue Coyote Brewing Company for authorization to provide temporary outdoor service during September 24 (5:00 p.m. to 1:30 a.m.) (5:00 p.m. to 11:00 p.m.) and September 25 (5:00 p.m. to 1:30 a.m.) (5:00 p.m. to 11:00 p.m.), 1999, in a private enclosure on Pere Marquette Drive as part of an Oktoberfest Celebration; and

BE IT FURTHER RESOLVED the City Clerk is directed to complete the proper form

will benefit especially properties in the vicinity of the work to be done and that a benefit district pursuant to Chapter 1026 of the Lansing Code of Ordinances should be established to be specially assessed for the public improvement;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby determines it to be of a public necessity to construct the following public improvements: curb and gutter and the necessary storm drainage facilities in Kennedy Drive.

BE IT FURTHER RESOLVED that the cost of these improvements is to be financed by special assessments to the benefitted property owners, and that the City's public share of the project shall be paid from account #41093369097410043865.

BE IT FINALLY RESOLVED that the Department of Public Service is hereby authorized to prepare necessary plans and specifications for these improvements, obtain the necessary easements for construction, and to determine the cost of said project in sufficient detail to establish the special assessment district and the applicable assessment to the properties in the district, and to furnish said information to the Mayor and City Council.

By Councilmember Beal

Carried Unanimously

**RESOLUTION #417
BY COUNCILMEMBER ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, September 27, 1998, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of opposing and/or approving the proposed Special Land Use permit SLU-1099, 231-237 S. Washington Square, Parking Lot in "G-1" Business District.

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: None

and submit it with this resolution to the Michigan Liquor Control Commission.

By Councilmember Allen

To place an affirmative roll on the resolution

By Councilmember Leeman

To amend the Resolution in the First Resolved Clause to say that the permit is to provide outdoor service from 5:00 p.m. to 11:00 p.m., rather than 1:30 a.m.

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: Councilmembers Adado, Allen

COUNCILMEMBER ALLEN'S MAIN MOTION WAS ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

NAYS: 1 (Councilmember Adado dissenting)

There were no Ordinances for Introduction

ORDINANCES FOR PASSAGE

There were no Ordinances for Passage

OTHER BUSINESS

Public Comment on City-Related Matters

John Beatty of P.O. Box 17062 spoke regarding his campaign for the 2002 Gubernatorial race. He asked Councilmembers for their support and requested that he be given more than three minutes to speak regarding his campaign.

Earl Burgerring of 2407 Hanover Dr. demanded to be told when the people of Lansing are going to get the rest of the money they paid into the stormwater enterprise fund back from the City.

City Attorney Smiertka reported that this case has been briefed and argued. Now they are awaiting the decision of the Court of Appeals as to whether money from past payments must be repaid to residents.

Mr. Burgerring asked what about the people who did not pay in the first place. Will Charlene Decker of 2711 Pleasant Grove Rd. said that the rain tax has been hanging around and troubling Council for over two years. Councilmembers should have listened to the Citizens of Lansing from the start on this issue, and they would not be facing this issue now. Two lawsuits have been filed against the 425 Agreement with Meridian Township. She wants the changes between the first agreement and the new agreement clearly spelled out. Council needs to do more for the citizens. She does not like 8-5 citizens. We even have one running for a School Board position.

Ed Simmer of 2609 Dier read a letter about the traffic accident that took the life of his wife earlier this year. He asked that all blinking red traffic signals be replaced by permanent traffic signals at all locations.

Gordon Wilson of 2304 Midwood stated his agreement with the request made by Mr. Simmer. People are running blinking red lights and exceeding the speed limits. He thanked the Parks Board for replacing the playground equipment at Ridale Park. He thanked Mayor Hollister for the work that has been done to bring 2120 Pleasant Grove up to code. They are on the verge of getting a young lady with a new baby into that house.

Eugene Buckley of IN. Hayford said that there would have been 500 people here tonight, but 400 of them are still trying to find it. He opposes the idea of holding any more meetings out in the open like this. If it were to rain, Councilmembers would be fine, because they are protected by the Parks & Recreation Showmobile, but the people in attendance would have been rained on. He spoke regarding freedom of the press. The real truth about issues in this City is never given to people, because it does not get reported by the media. They only tell you what the government wants them to tell you.

Frank Curtis "X" no address given, said that he is here to support kids. He advocated the formation of a new party that accepts only African Americans. He is talking to all of his brothers. They need to start their own party, because they will never be served by the republican or democratic parties.

Russell Terry of 121 E. Mt. Hope said that the money that companies save in tax abatements should be given by them to their employees. He stated his support of the request by Mr. Simmer for the elimination of blinking red lights.

COMMITTEE REPORTS

There were no Committee Reports

CITY OFFICER & BOARD REPORTS

1. Letter from the City Clerk submitting Licenses and Bonds for Referral: Temporary Outdoor Service Permit - Blue Coyote for September 23-26, 1999

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

they be forced to pay? City Attorney Smiertka said that these decisions will be made by the Court of Appeals. This case was sent back to Appeals Court by the Supreme Court for the decision as to who should be repaid and how much.

Belinda Fitzpatrick of 222 S. Holmes said that the City Attorney should serve the residents of Lansing, not City Hall. It is a disservice to the residents to use the resources of the City of Lansing to keep a candidate who deeply desires to serve the City off of the ballot. It is a disservice to use the resources of the City to facilitate a 425 Agreement to further the interests of a private developer rather than the interests of the Citizens of the City. It is important to keep the Citizens of Lansing in the vision that you have for the City. The City uses its legal authority to harass citizens and insist that they buy things like storm doors and window screens, even if they do not have the money to do so, and even if they will go hungry as a result.

William Hubbell of 1003 Wedgewood spoke regarding the murder of a young Asian man one mile south of the location of this meeting. Now no one wants to deliver their morning papers because they are afraid. He spoke regarding instances of vandalism of local parks and traffic problems in the Third Ward, such as the need for a traffic light at Burnaway and Waverly.

2. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

3. Affidavit of Disclosure filed by Assistant Chief Charles N. Bouth of the LFD

REFERRED TO THE BOARD OF ETHICS

4. Letter from the Economic Development Corporation submitting an Application for Industrial Facilities Exemption Certificate filed by BioPort Corporation at 3500 N. Martin Luther King, Jr. Blvd.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

5. Letters from the Mayor re:

a. Appointment of David T. Hayhow to the Principal Shopping District for a Term To Expire June 30, 2002

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

b. Appointment of Peter A. Kuhnmuenter to the CATA Board for a Term To Expire June 30, 2001

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

c. Acquisition of a 10 Acre In-Holding Property adjacent to the Fenner Nature Area utilizing DNR Grant Funds and Park Millage Funds

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

d. Sole Source Purchase; Parks & Recreation, Radio Equipment and Service

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

e. Public Improvement IV; Valencia Blvd.

RECEIVED AND PLACED ON FILE

f. Trash Violation Fees; (V-39)

RECEIVED AND PLACED ON FILE

g. Board of Water & Light Policy on the Issuance of Revenue Bonds

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- h. Z-11-99; 3700 & 3950 N. Grand River
- j. PRD-01-99; Belle Chase Blvd. Between Jolly Rd. & Beaujardin Dr.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- k. Press Releases: Recycler of the Week, Eastside Neighborhood Summit News

RECEIVED AND PLACED ON FILE

- l. CLASS 1998 Annual Report

RECEIVED AND PLACED ON FILE

- m. Transfer of Funds; Debt Service Funds (2), General Fund

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

- 1. SLU-11-99; SE Corner of Shawassee & Pere Marquette, Special Land Use Petition filed by Howard Corbin of 2970 Lake Lansing Rd in E. Lansing to allow for Development of a 16 Unit 2 Story Apartment Building

REFERRED TO THE MAYOR AND THE PLANNING BOARD

- 2. Letter from William & Erma Miles of 2210 Wellington Rd appealing the denial of the Claims Review Committee with regard to their property located at 3201 Jerree St.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- 3. Letter from the State of Michigan Department of Treasury requesting additional information/documentation on the Auto Air Composites, Inc. Application for Industrial Facilities Exemption Certificate

REFERRED TO THE ECONOMIC DEVELOPMENT COMMITTEE

- 4. Letter from Carl B. Meyer of 6150 Cobblers Ct. #116 in E. Lansing appealing the denial of the Claims Review Committee with regard to his property located at 0000 Paris Ave.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

Councilmember Bauer thanked the Council Staff and City TV Staff, as well as Media One Staff, for doing all that it takes to put a "City Council on the Go" meeting together. This is a lot of extra work. She thanked everyone who came out tonight, and urged everyone to stay after the meeting and share with Councilmembers the things they like about Lansing, or to call them at home or at their Council Offices. They particularly want to hear from people now, because they are formulating the budget policies and priorities for the next budget year, and want to know how the citizens feel they should be allocating dollars for the next year.

Councilmember Meyer said that they are working very hard to increase the residency percentage among Police and Fire Employees, and it is working. They need to continue with their current efforts, and take it slow. They cannot try to force people. Regarding the comments made about the enforcement of the Housing Code, Council has worked very hard to make sure that the enforcement of this code is increased, and to make sure that landlords who do not take care of their property have pressure put on them to do so. The City should be even tougher, not more lax.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- i. SLU-06-99; 3700 & 3950 N. Grand River

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- 5. Letter from Ronnie and Gwendolyn DuPard appealing the decision of the General Services Committee with regard to the Nuisance Fee against their Property at 2701 Risdale

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- 6. Z-13-99; 304 & 306 E. Grand River Ave., Petition for Rezoning from "C-1" Commercial to "G-1" Business District filed by Paul E. Emery to allow for use of the Buildings as Office Space

REFERRED TO THE MAYOR AND THE PLANNING BOARD

COUNCIL MEMBERS COMMENTS

Councilmember Allen thanked everyone who came out tonight's meeting of the City Council on the Go. She apologized for any inconvenience that may have been suffered by the public. She urged all of the people in attendance here tonight to consider attending some meetings in the Council Chambers in City Hall.

Councilmember Murphy reported speaking with Chief Johnson about the situation on the north side regarding sexual assaults on residents. The Chief of Police and the entire Police Department are on this issue. They are addressing this with all of their resources. Chief Johnson held a press conference this afternoon on this issue. He asked Mayor Hollister to comment regarding the apprehension of this sexual predator. The Police are working on this issue. It is a particularly frightening one. He hopes, they all hope, to be able to capture the rapist soon. He expressed congratulations to Jim Harvey, the Manager of the Radisson, on the birth of his baby daughter, Meredith Ann. It is good to be here in the Third Ward. He thanked everyone for coming out.

Councilmember Deal said that she has been to a number of outdoor Council Meetings. This is a great idea. Councilmember Bauer was right about the percentage of city employees who are Lansing residents. That number is somewhere around 50%. However, 50% of Lansing residents make less than \$20,000 per year. She congratulated Todd Martin, our own home grown Tennis Celebrity. It is so great to see him doing so well. A loss to Andre Agassi in the final of the Open can hardly be considered to be a loss. This was a great match. She is especially appreciative of Todd's giving back to the community by underwriting the Kids Tennis Program in the City. It is wonderful of him to give back to the kids in this way. She congratulated Carol Lamphere and Anne Smiley and everyone involved in the writing of the grant that was just awarded to the Lansing School District for the continuation of the Conflict Resolution program. This is the only grant awarded in the entire State, Lansing got \$2,700,000.00. She reminded everyone of her support of the Truancy Program. Last week her son, Andrew, was ticketed for truancy when he skipped school. It is very important for kids to respect the law, and she was glad that Andrew was caught and ticketed.

Councilmember Adado announced the cancellation of the Development and Planning Committee Meeting scheduled for Tuesday, September 14, 1999 at 11:30 A.M. They will reschedule the meeting later in the week.

MAYOR'S EXECUTIVE ASSISTANT'S RESPONSE TO COMMENTS

Mayor Hollister congratulated the Lansing School District on the receipt of the violence counter initiative grant. He responded to Councilmember Murphy's request for comments about Chief Johnson's efforts to capture the serial rapist, saying, that Chief Johnson has had three composite sketches made of the perpetrator of these crimes. The Police Department cannot solve this crime alone. They need everyone in neighborhoods to be vigilant and alert and report to the Police any suspicious characters or incidents promptly. This person has not yet been arrested. He urged

caution by all women in the area.

Councilmember Benavides thanked the Third Ward for hosting the meeting tonight.

ADJOURNED 8:25 PM

MARILYN SLADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF SEPTEMBER 20, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Bena vides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Bena vides, Leeman, Meyer, Murphy

ABSENT: None

The Invocation and Pledge of Allegiance were led by Linda Simms

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of September 13, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Allen

To accept the following under suspension of the rules:

1. From Councilmember Allen; a letter from Michael Cole of the Coachlight Neighborhood Association opposing the Transfer of a SDD/SDM License for Rite Aid Inc. at 3825 W. Jolly Rd.

2. From Councilmember Murphy; a letter from Anthony Moore of Mid Michigan Public School Academy requesting that Maple Street be changed to a One-way street going East

3. From Councilmember Murphy; a letter from Judy Hackett of the Oak Park Neighborhood Association regarding the declaration of a house at 627 N. Pennsylvania Ave. as a Public Nuisance

4. From Councilmember Murphy; a letter from Mark Ueberroth of the Metaphysical Church of Christ requesting the removal of the "No Parking" signs on the W. Side of Holmes St. and allow their parishioners to park there.

5. From Councilmember Beal; a Resolution correcting the Public Improvement IV for Valencia Blvd. that was adopted via Resolution #415 on September 13, 1999

Councilmember Beal announced that the Public Service Department will once again sponsor a Back Yard Composter sale. It will take place on September 25, 1999 from 8:00 A.M. to 4:00 P.M. These composters are called "Earth Machines" and sell for \$35.00 each. The sale will be held at the parking lot behind the Burlington Coat Factory on E. Michigan Ave. She announced a Parks Board Meeting on Wednesday, September 22, 1999 at the Gier Community Center where they will discuss the proposed extreme sports park/bmx track. If you are interested in this topic, please plan to attend.

Councilmember Bauer announced a Cancer Survivors Program to be held at the Potter Park Zoo this Sunday, September 26, 1999. This is an opportunity to honor and celebrate cancer survivors and to remember those who have died of Cancer. It will begin at 1:00 P.M. and run until 4:00 p.m. with a special presentation at 2:45. There will be a Hospice Fund Raiser to be held at Dusty's English Inn, interested parties should call 334-2121. She reported that she attended the exhibition by Andy MacDonald on Saturday at the Parking Lot across from Oldsmobile Park and observed young people of all ages

6. From Councilmember Beal; a Resolution Authorizing Public Improvement IV for 1999 Sidewalk Repair

7. From Councilmember Beal; a Memo from Dan Danke of the Public Service Department detailing the arrangements that were made with residents who protested the Special Assessment Roll B-61 for 1999 Sidewalk Repair

8. From Councilmember Beal; a Resolution Authorizing Public Improvement I, Heald Place Reconstruction

9. From Councilmember Beal; a Resolution approving the appointment of Ronald Lott to the Parks Board

10. From Councilmember Beal; a Resolution approving the appointment of Peter Kuhnmeunch to the CATA Board to replace Lucile Belen

11. From Councilmember Meyer; a Resolution authorizing the sale of bonds for the Public Safety Issue for referral to Committee

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Councilmember Leeman announced a reception celebrating the contributions of Mary Margaret Murphy Woll to be held at the Foster Community Center on Thursday, September 23, 1999 from 5:30 P.M. to 7:00 P.M. with a room dedication to take place at 6:00. Refreshments will be served and everyone who wants to celebrate Her accomplishments is welcome to attend.

Councilmember Murphy announced that the "Parents of Murdered Children" will hold a press conference in City Hall this week to kick-off their "National day of Remembrance" for murder victims. They will announce their blood drive to take place on Saturday, September 25, 1999. Muriel Kirby, President of the Organization urges your support of these activities. He announced a Prostate Cancer Awareness Forum to be held on Wednesday, September 22, 1999 at Riverview Place at 3535 Moores River Drive. He urged all men age 40 and over to participate, particularly men of African American descent, who are at greater risk to contract this disease. Early detection of the disease is a significant factor in it's treatment and cure.

skateboarding and in-line skating, as well as National Champion, Andy MacDonald demonstrate his skill. She urged everyone to support the park that will be built in Lansing.

Mayor Hollister announced that Tomorrow, Tuesday, September 21, 1999 at 6:30 P.M. the City's 59th new playground will be dedicated at Harley Franks School. He urged everyone to join the Board of Police Commissioners at their third annual Police and Community Relations Conference to be held at Riverview Place on Saturday, October 16, 1999 from 8:30 A.M. to 3:00 P.M. This Friday, September 24, 1999 the County Board of Commissioners invites everyone to join them for the groundbreaking for the new Ingham County/City of Lansing Consolidated Courts Facility.

City Clerk Slade announced that this week is "Ride Along Week" for the Tri-County Office on Aging's "Meals on Wheels" program. This is in an attempt to encourage people to volunteer to deliver meals to shut-ins. The City of Lansing will formally

adopt a route and encourage it's employees to deliver. She welcomed Sharon Reed, Election Coordinator for the Ingham County Clerk, and her class of visiting students from Lansing Community College.

➤ Special Ceremonies

A. Councilmember Bauer presented a Resolution of Tribute to Madeline DeLuca regarding Adult Day Services Week. Mrs. DeLuca thanked Councilmember Bauer for the presentation and Councilmembers for the Tribute, and everyone who works to provide respite care and respite programs in Mid-Michigan.

B. Councilmember Murphy presented a Resolution of Tribute to Dr. Terry Frank, Dr. Timothy Hodge, Pat and Joseph Henningway and Linda Simms regarding the Ingham Regional Medical Center Program "Championing the Fight Against Prostate Cancer." They reported that last year they screened over 300 men. They were able to help detect cancer in it's early stages in some men who looked and felt City Attorney Smiertka explained that this agreement involves the MSU property that was part of the last 425 Agreement with the Township, which also included the Governor's Club property. The agreement that is under consideration here tonight is one of two agreements that will be presented to the City Council. This particular agreement is on the MSU property only, and does not involve the Governor's Club Property. Copies of the Agreement, a map of the property, a summary of the agreement, a copy of the next agreement which does involve the Governor's Club, and an explanation of the changes between the three agreements have been placed in the back of the Chambers for the public. If the two new agreements are adopted by the voters of Meridian Township at the November General Election, the prior agreement will be rescinded. The agreement that is the subject of tonight's hearing involves property having straight boundaries, and does not include any "islands." This is a 50 year agreement, meaning that at the end of 50 years, the property reverts to the Township. The City of Lansing will have jurisdiction for Property Tax purposes, Meridian Township will have jurisdiction for income tax purposes, and the City of Lansing would provide utility services consisting of water, sewer and electricity which would be brought to the site for the use of potential MSU research facilities which may be developed. The City Council will not be asked to approve this agreement until after it has been voted on by Meridian Township residents in November. There has been no financial impact statement provided on this agreement, because there are no tax parcel properties involved in this agreement. The Agreement that covers the Governor's Club property has a financial impact statement attached, because it involves taxable property. Meridian Township is holding a public hearing on the Governor's Club 425 Act Agreement. Tomorrow, September 21, 1999.

Gordon Wilson of 2304 Midwood said that he is still waiting for answers for his questions about the lawsuits that were filed against the previous 425 Agreement with Meridian Township. He had asked about funding for the infrastructure improvements and about the conflict of interest for Bob Kolt of Kolt and Serkaian who serve as publicists for Mayor Hollister.

City Attorney Smiertka said that the lawsuit is out there. A complaint has been filed and answered. The City has denied the allegations contained in the complaint. Assuming that this agreement is adopted, the other lawsuits will go away, because the former 425 Act Agreement will be rescinded. With regard to the Kolt & Serkaian conflict question, that has no involvement with the particular agreement that is the subject of this public hearing tonight. The next 425 Agreement would require a separate development agreement with the Township.

Gordon Wilson asked if the Public Relations firm would be in a conflict situation with regard to the Governor's Club Development because of his involvement with the City of Lansing and with the Developer of the Governor's Club.

City Attorney Smiertka said that He would have to look at the involvement of the firm at the time that such an issue was before the City Council. The City's agreement is with the Township. If that agreement is approved, and a contract comes back before Council involving the development issue, then He would look at any potential conflict at that time.

Robert Swanson, Director of the Finance Department said that City Council was provided with a financial impact statement in June 1999. At that time they projected Belinda Fitzpatrick of 224 S. Holmes spoke regarding the importance of nature and

healthy and who had no indication that they had the disease. Men interested in taking part in the Early Detection efforts this year can call 334-2526 to make an appointment for the screening. Richard Mackey, President of Ingham Regional Medical Center added his encouragement to Councilmember Murphy's for all men age 40 and over to come in and take part in the Screening at Riverview Place at 3535 Moores River Drive on Wednesday, September 22, 1999.

PUBLIC'S AND MAYOR'S COMMENT ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

1. In consideration of a 425 Act Agreement Between the City of Lansing and the Charter Township of Meridian for the Conditional Transfer of Property

the capital costs for the sewer to be \$2,400,000,000, with a payback period of 6 years and a cost to the Board of Water & Light estimated at \$500,000.00 and \$600,000.00 for electric and water services respectively. They also provided a 50 year prospectus at that time. Both of these documents are available in the front of Council Chambers with the summaries regarding the agreements.

Gordon Wilson stated his dissatisfaction with the answers provided by Mr. Smiertka and Mr. Swanson.

William Hubbell 3916 Wedgewood Blvd. said that the legal descriptions for the property involved in this 425 Act Agreement describes it to be on the extreme Western edge of Meridian Township. If it were any further west, we would be dealing with Lansing Township, not Meridian Township. The City of Lansing must be getting something else in this deal, because they are not getting any property taxes to pay for the improvements that will be made.

REFERRED TO THE COMMITTEE OF THE WHOLE

➤ Public Comment on Legislative Matters:

Gordon Wilson of 2304 Midwood demanded that he be provided with written answers to his questions about the 425 Act Agreements between the City of Lansing and Meridian Township. He thanked Councilmember Murphy for the leadership he has shown in taking the lead on the prostate cancer problem. He said that he does not want to see Kolt and Serkaian involved in representing the developer of this 425 Act Agreement property. People do not understand why these properties were split, because they do not see any positive aspect of the separation. There are no property taxes coming from the MSU property. He said that he wants to know about the ten to fifteen million dollar costs for infrastructure improvements that were reported for the earlier agreement.

Beverly Miller of 416 Pearl Street stated her opposition to the reappointment of Robert Egan to the Human Relations and Community Services Board. Regarding the Race Street Parking Lot issue, she is glad that they will not install parking meters, but she is not happy that they are giving most of the parking spaces up to just a few people. That parking lot should be for everyone. They could give away a small portion of it for awhile, but it should mostly be for everyone, not just a few people.

Harold King of 1563 N. High St. asked if the lease for parking spaces in the Race Street parking lot that has already been approved would be re-negotiated in accordance with the terms of this resolution. North Town, Old Town and the North Lansing Community Association are now looking forward to a project play park sometime in 2001. He wants CDBG money used to enhance neighborhood development that is important to the neighborhood and for the kids, and it must not involve the sale of liquor.

Eugene Buckley of N. Hayford St. spoke regarding the change of address for the Texas Roadhouse. Council has already given up one of the two free liquor licenses that were available to them.

green space on psychological well being. She does not think the City should be

involved with a 425 Act Agreement with Meridian Township. She does not want us to compete with other municipal governments in order to expand our tax base. Development should be planned and coordinated so that we enjoy it and not just destroy green spaces. We need a coordinated vision for land use and regional planning for land use in this area. This agreement should be put on hold. Development should be driven by the best coordinated use, not by a desire for expanding the tax base. The City recently raised sewer rates by 15%. If we can afford to pay for this infrastructure development, why couldn't we afford to pay for the construction of sewer improvements without raising sewer rates? She urged Councilmembers to abstain from this 425 Act Agreement.

Charlene Decker of 2711 Pleasant Grove Rd. thanked Council for coming to her neighborhood last week for their meeting. This was a very interesting event. She stated that she needs a written comparison of the three 425 Act Agreements. This information should be given in a timely manner, and it is not. Here we are tonight, holding a public hearing on the Agreement for MSU property, and the public has not had an adequate opportunity to review relevant documents so that they can be prepared to speak about this matter. She attempted to get a copy of PA 425, and did get a copy, but not in time to study it prior to this meeting. When Council holds these hearings, they need to make sure that the public has had ample access to information that is pertinent. She wants to know what City Attorney Smiertka means when he says that the boundaries are straight and the property does not contain any "islands." She believes that these two agreements are an attempt to circumvent the two lawsuits that were filed against the first 425 Agreement with Meridian Township.

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION #418A

BY COUNCILMEMBER JOAN BAUER
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, in the Lansing tri-county area several thousand resident families provide needed in-home care for their frail elderly members; and

WHEREAS, the daily tasks of in-home care giving helps to maintain elderly individuals with critical medical and social needs in the known and comfortable surroundings of their homes, outside of the system of long-term care institutional facilities; and

WHEREAS, the ongoing daily tasks of in-home care giving exact a toll of stress and emotional strain on the dedicated family members, creating a need for respite; and

WHEREAS, in the Lansing tri-county area several small community-based, non-profit organizations have developed limited, but ongoing day time service programs to assist the in-home care givers by providing safe environments, capable, trained professional staff assistance by caring community volunteers, and interesting programs to help provide needed respite services for the care givers, and ongoing care for their frail elderly family members; and

BE IT FURTHER RESOLVED that the Lansing City Council encourages everyone to attend the Prostate Cancer Awareness Forum, "Championing the Fight," on Wednesday, September 22, 1999 at the Riverview Place, 3535 Moores River Drive at 7:00 p.m. which will feature Urologist Terrance Frank, D.O., and Timothy Hodge, D.O., president of the Mid-Michigan Medical Society; and

BE IT FINALLY RESOLVED that the Lansing City Council urges all men at risk, those who are 50 years of age and older, or 40 years of age with a family history of prostate cancer or African American, to call 334 2526 to arrange an appointment for a free screening for Prostate Cancer on Thursday, October 21, 1999 at St Stephen's Community Church, United Church of Christ.

By Councilmember Murphy

Carried Unanimously

RESOLUTION #420

BY COUNCILMEMBERS ANDY AILEN
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the community based, non-profit adult day service programs in the Lansing tri-county area include Active Living for Adults in East Lansing, The Life Span Inter-generational Center in DeWitt, and The Hilltoppers in Lansing, each with a varied functional and medical focus; and

WHEREAS, the dedicated staffs, volunteers, participants, family members and supporters of these important organizations will jointly celebrate "Adult Day Services Week," September 19-25, 1999, with a special get together on September 22, 1999; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, recognizes the valuable community-based services provided by Active Living for Adults in East Lansing, The Life Span Inter-generational Center in DeWitt, and The Hilltoppers in Lansing, as they jointly celebrate "Adult Day Services Week;" and

BE IT FURTHER RESOLVED that the Lansing City Council declares Wednesday, September 22, 1999 as "Adult Day Services Day" in Lansing and encourages community awareness and support of these important services to residents of Lansing and the tri-county area

By Councilmember Bauer

Carried Unanimously

RESOLUTION #419

BY COUNCILMEMBER MICHAEL MURPHY
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Prostate Cancer is the number two killer among all cancers in men throughout the United States; and

WHEREAS, each year about 209,000 men nationally and 8,000 men in Michigan will be diagnosed with Prostate Cancer; and

WHEREAS, African American men have the highest rate of incidence for Prostate Cancer in the world; and

WHEREAS, nine out of ten men can experience successful treatment with early diagnosis; and

WHEREAS, early detection is the best defense;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council applauds the effort of the Ingham Regional Medical Center for its Prostate Cancer Community Education and Screening Initiatives. By "Championing the Fight Against Prostate Cancer," and reaching out to the community, Ingham Regional Medical Center provides Lansing area residents a valuable service; and

WHEREAS, Texas Roadhouse of Lansing, LLC, requested approval of a Class C Liquor License for its new establishment it was building in south Lansing, Michigan; and

WHEREAS, at the time of approval by the Lansing City Council on March 8, 1999, the address for the Texas Roadhouse of Lansing, LLC, was listed as American Road, Lansing, Michigan; and

WHEREAS, the City of Lansing has now provided the official address of the Texas Roadhouse of Lansing, LLC, as 280 East Edgewood Boulevard, Lansing, Michigan;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council hereby amends Resolution Number 107 adopted on March 8, 1999, regarding the approval and awarding a Class C Liquor License to Texas Roadhouse of Lansing, LLC, above all others, to correctly identify the address of the Texas Roadhouse of Lansing, LLC, as 280 East Edgewood Boulevard, Lansing, Michigan; and

BE IT FURTHER RESOLVED, the City Clerk is requested to notify Texas Roadhouse of Lansing, LLC, and the Liquor Control Commission of this action by the City Council.

By Councilmember Allen

To accept a substitute resolution for the original contained in the Packet

Carried Unanimously

By Councilmember Allen

To place an affirmative roll on the substitute resolution

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 6

NAYS: 2 (Councilmembers Bauer and Beal dissenting)

RESOLUTION #421
BY THE PLANNING AND DEVELOPMENT COMMITTEE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Lansing City Council has previously established an Industrial Development District (IDD-1-99) on May 24, 1999, for property located at 350 North Martin Luther King, Jr. Blvd. legally described as:

*A parcel of Land in the NE 1/4 of section 5, T4N. R2W,
Ingham County, Michigan and more particularly described
as commencing at the northeast corner of said section 5;
thence N89°59'49"W 124.94 feet. on the north line of said*

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on the 11th day of October, 1999 at 7:00 p.m., and that the City Clerk cause to be published in a publication of general circulation, notice of the public hearing at least ten (10) days prior to when the hearing will be held, and that the City Clerk also cause the legislative body of each taxing unit levying ad valorem taxes on this property located within the established district, as well as the owners of real property located within the established district, to be notified by certified mail of this application and the scheduled public hearing.

By Councilmember Adado

Carried Unanimously

RESOLUTION #422
BY COUNCILMEMBER ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, October 11th in City Council Chambers, Tenth Floor, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of opposing and/or approving the proposed Special Land Use permit SLU-6-99, 3700 and 3950 N. Grand River Avenue, Display Vehicles for Sale in "J" Parking District.

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: None

RESOLUTION #423
BY COUNCILMEMBER ADADO
PUBLIC HEARING ON SALE OF
1006 S. GRAND AVENUE

*section 5; thence S00°00'11"W 33.00 feet, to the point of
beginning of this description; thence S33°25'9"W 315.33
feet; thence N53°08'14"W 101.37 feet; thence
S89°11'38"W 47.55 feet; thence S00°42'03"W 63.21
feet; thence S85°45'0.2"W 73.97 feet; thence
S00°59'58"W 106.92 feet; thence B2.16 feet, on the arc
of a curve to the right with a central angle of 35°53'13", a
radius of 223.46 feet, and a long chord bearing and distance
of S22°22'16"W 10.25 feet; thence S59°26'51"W 14.65
feet; thence S77°08'54"W 9.293 feet; thence
S38°34'58"W 13.149 feet; thence S01°57'43"E 41.46 feet;
thence S85°02'17"W 153.47 feet; thence S01°57'43"E
132.00 feet; thence S38°02'17"W 351.61 feet; to the easterly
right of way line of Martin Luther King, Jr. Blvd./Logan
Street; thence N00°28'13"E 716.63 feet, to the southerly
right of way line of Sheridan Road; thence S89°59'49"E
1155.21 feet, on said right of way to the point of beginning,
containing 12.56 acres, more or less; and*

WHEREAS, the City of Lansing received and filed an application from BioPort Corporation requesting an Industrial Facilities Exemption Certificate (IF 4-99) for building renovations and new equipment, pursuant to Public Act 198 of 1974, as amended; and

WHEREAS, prior to acting upon this request, it is necessary to hold a public hearing on BioPort Corporation's application for an Industrial Facilities Exemption Certificate (IF 4-99), to allow for any resident or taxpayer the right to appear and be heard;

WHEREAS, the City has received a purchase offer from Gerald Holloway to purchase a single family residential home and property located at 1006 S. Grand Avenue for the fair market value of \$54,900.00, and

WHEREAS, in accordance with the Lansing City Charter, Article 8, Chapter 4, and Section 208.08 of the Lansing Code of Ordinances, the purchase offer must be placed on file in the Office of the City Clerk for a thirty (30) day period, and a Public Hearing on the proposed sale of the property held before the City Council subsequent to that time, and

WHEREAS, the purchase offer was placed on file in the City Clerk's Office on Wednesday, September 15, 1999;

NOW, THEREFORE, BE IT RESOLVED, that a Public Hearing shall be held on Monday, October 18, 1999, to consider the sale of the property located at 1006 S. Grand Avenue legally described as:

*The North 6 rods of Lot 1, Block 99, Original Plat. City of
Lansing, Ingham County, Michigan, according to the plat
thereof recorded in Liber 2 of Plats, page 36, 37 and 38,
Ingham County Records,*

according to the terms and conditions of the purchase offer placed on file with the City Clerk September 15, 1999.

By Councilmember Adado

Carried Unanimously

RESOLUTION # 424
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has appointed Robert J. Egan, 733 W. Shiawassee, to the Human Relations and Community Services Board as an At Large representative; and

WHEREAS, the Committee on General Services concurs with the appointment of

Robert J. Egan;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the appointment of Robert J. Egan to the Human Relations and Community Services Board as an At-Large representative for a term to expire June 30, 2003.

By Councilmember Allen

Carried Unanimously

RESOLUTION #425
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
RESOLUTION #426
BY THE COMMITTEE ONWAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

That the following FY2000 transfers be approved;

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$100,000	Svc Garage Received Earnings 640.0.395001.0	O&M Bldg. 640.453623.975000.04873

(Advance of funding for O & M Building expansion, approved for Act 99 financing in the FY 2000 budget. Costs include design, resident engineering, survey, etc. It is the intent of the City to recover these costs from future Act 99 financing, and this transfer includes administrative authority to make transfers to accomplish such recovery.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$172,000	General Fund Debt Service-Interest 101.874400.982000.0	Operating Transfer-307 Fund 101.966000.991307.0
\$172,000	Estimated Revenue-Debt Service Funds 307.0.170001.0	Interest-Police Firing Range 307.874400.982000.0

(To properly account for debt service related to Building Authority financing of the Police Firing Range. Item needs to be reflected in Debt Service Fund. Revenue detail account 307.0.696101.0)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$52,000	Estimated Revenue-State and Federal Programs 273.0.170001.0	Training P.A. 302 273.343212.747000.14310

(Estimated value of two payments per year from State Public Act 302 for Police Officer training. Amount to be adjusted pending receipt of second semiannual payment.)

By Councilmember Meyer

Carried Unanimously

RESOLUTION #427
BY THE COMMITTEE ONWAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
 That the following transfers be approved;

WHEREAS, the Mayor has appointed Roger N. Pohl, 2840 Norwich, to the Human Relations and Community Services Board as a 3rd Ward representative; and

WHEREAS, the Committee on General Services concurs with the appointment of Roger N. Pohl;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the appointment of Roger N. Pohl to the Human Relations and Community Services Board as a 3rd Ward representative for a term to expire June 30, 2003.

By Councilmember Allen

Carried Unanimously

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$750	Fund Balance-1988 Environmental Bonds 301.0.390301.0	Operating Transfer-305 Fund 301.966000.991305.0
\$750	Estimated Revenue-1996 Refunding Bond Issue 305.0.170001.0	Fund Balance-1996 Refunding Bond Issue 305.0.390001.0

(Residual funds after payoff of 1988 Env. Bond transferred to the 1996 Refunding Bond issue. Revenue detail account 305.0.696000.0)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$110,408	General Fund Debt Service-Interest 101.874400.982000.0	Operating Transfer-307 Fund 101.966000.991307.0
\$110,408	Estimated Revenue-Debt Service Funds 307.0.170001.0	Interest-Police Firing Range 307.874400.982000.0

(To properly account for debt service related to the Bldg Authority financing of the police firing range. Item needs to be reflected in the Debt Service Fund. Revenue detail account 307.0.696101.0.)

By Councilmember Meyer

Carried Unanimously

THIS RESOLUTION WAS PULLED FROM THE AGENDA AT THE REQUEST OF COUNCIL PRESIDENT BENAVIDES

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Committee of the Whole appointed James Tate, 3820 Starlight, to the Ethics Board as a 3rd Ward representative on September 16, 1999;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the appointment of James Tate to the Ethics Board as a 3rd Ward representative for a term to expire June 30, 2002.

RESOLUTION #428
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Blue Coyote Brewing Company, holder of a Class C Liquor License, has applied to the Michigan Liquor Control Commission for authorization to provide temporary outdoor service during September 24 (5:00 p.m. - to 100 a.m.) and September 25 (5:00 p.m. to 1:00 a.m.), 1999, in a private enclosure on Pere Marquette Drive; and

WHEREAS, the Michigan Liquor Control Commission rules require that the local legislative body approve such applications prior to issuance of the permit; and

WHEREAS, the City Clerk has reported that all necessary administrative approvals have been granted; and

NOW, THEREFORE BE IT RESOLVED the Lansing City Council, hereby, approves BE IT FURTHER RESOLVED the City Clerk is directed to complete the proper form and submit it with this resolution to the Michigan Liquor Control Commission.

By Councilmember Bauer

To reconsider Resolution # 418, adopted on September 13, 1999

Carried Unanimously

By Councilmember Bauer

To place an affirmative roll on this resolution which amends Resolution # 418

ADOPTED BY THE FOLLOWING VOTE:

YEAS 7

NAYS: 1 (Councilmember Adad dissenting)

RESOLUTION # 429
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE LANSING CITY COUNCIL

WHEREAS, it is the intent of the City to promote economic development and job creation where possible through investment of public funds for construction of supportive public facilities; and

WHEREAS, it is also a prime objective of the City's Community Development Block Grant Program to promote economic development in income eligible areas, and to create job opportunities to benefit low and moderate income individuals and families; and

WHEREAS, business owners and residents in the Old Town Commercial District and nearby community have indicated in writing that additional parking is critical to further development in the area and recommend that:

- 1. The City should expand the existing parking lot located in the Old Town Commercial District south of Grand River Avenue between Race and Factory Streets.
 - 2. The parking lot should have no meters.
 - 3. The lot should include both short term turnover and long term permit parking.
 - 4. Turnover parking should be free to customers and visitors.
 - 5. Parking in the lot should be available for park and recreational use.
- "BE IT FURTHER RESOLVED, that the progress on the development of these matters be monitored by the Development and Planning Committee which shall report back to this Council on a timely basis; and"

and, that an affirmative roll be attached to the resolution as amended

Carried Unanimously

RESOLUTION # 430
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

BE IT RESOLVED that a public hearing be held on the 4th day of October, 1999 at 7:00 p.m. in the City Council Chambers, 10th Floor, Lansing City Hall, 124 W. Michigan Avenue, Lansing, Michigan, on the following matter:

the request from the Blue Coyote Brewing Company for authorization to provide temporary outdoor service during September 24 (5:00 p.m. to 1:00 a.m.) and September 25 (5:00 p.m. to 1:00 a.m.) 1999, in a private enclosure on Pere Marquette Drive as part of an Oktoberfest Celebration; and

- 6. Dates be set aside to reserve the lot for festivals and special events; and

WHEREAS, the Administration concurs with these recommendations, and further recommends that the existing parking lot be expanded and managed to meet these objectives, that the City proceed to acquire or control the land necessary to expand the lot, and that Community Development Block Grant Funds be utilized as the primary source of funding to construct the facility.

NOW, THEREFORE BE IT RESOLVED that the Lansing City Council authorize, subject to all Charter requirements, the acquisition of property through purchase, donation, lease, license or easement to expand the existing parking lot located south of Grand River Avenue between Factory and Race Streets in the Old Town Commercial District.

BE IT FURTHER RESOLVED that Community Development Block Grant Funds be utilized as the primary source of funding to construct the facility.

BE IT FURTHER RESOLVED that an initial management and operation plan for the parking facility be implemented once the lot is constructed to include the following:

- 1) Provide free parking with a two (2) hour time limit in the lot from 8:00 a.m. to 5:00 p.m. available to all and enforced accordingly.
- 2) Sell a fixed number of monthly parking permits on a first come first served basis to accommodate employee and resident parking, with the cost of the monthly permits established at the prevailing rate for outlying parking lots.
- 3) Lease parking spaces for use after 5:00 p.m. at the prevailing rate for evening parking in outlying parking lots.
- 4) Recover the required annual maintenance and operational cost for the lot through a special assessment charged to businesses benefited by the parking facility.

BE IT FURTHER RESOLVED, THAT THE PROGRESS ON THE DEVELOPMENT OF THESE MATTERS BE MONITORED BY THE DEVELOPMENT AND PLANNING COMMITTEE WHICH SHALL REPORT BACK TO THIS COUNCIL ON A TIMELY BASIS; AND

BE IT FINALLY RESOLVED, that the Mayor, on behalf of the City, is hereby authorized to sign and execute all necessary documents to effectuate the construction and management of the parking lot, subject to prior approval as to form by the City Attorney.

By Councilmember Bauer

To accept a friendly amendment proposed by Councilmember Deal to add the following language to the resolution:

A proposed agreement between the City of Lansing and the Charter Township of Meridian for Conditional Transfer of Property Pursuant to Act 425 of the Public Acts of 1984. The proposed land to be transferred is legally described as:

A parcel of land in the Northeast: 1/4 and the Northwest 1/4 of Section 32, and the Southwest: 1/4 of Section 29, T4N, R1W, Meridian Township, Ingham County, Michigan; the surveyed boundary of said parcel described as: Beginning at the West 1/4 corner of said Section 29; thence N 89° 54' 15" E along the East-West 1/4 line of said Section 29 a distance of 1321.01 feet to the East line of the West 1/2 of the Southwest: 1/4 of said Section 29; thence S 00° 21' 06" E along said East line 264.013 feet to the South line of the Southwest: 1/4 of said Section 29; thence N 89° 52' 06" E along said South line

1323.27 feet to the North 1/4 corner of said Section 32; thence N 89°42'08" E along the North line of the North-east: 1/4 of said Section 32 a distance of 557.58 feet; thence S 00°17'52" E 233.80 feet; thence N 89°42'09" E 200.00 feet; thence N 00°17'51" W 233.80 feet to said North line; thence N 89°42'08" E along said North line 286.51 feet; thence S 01°11'26" E 175.92 feet; thence S 85°50'07" E 198.68 feet to the centerline of Hulet Road; thence along said centerline the following five courses: S 21°12'25" W 217.27 feet; S 17°48'53" W 351.34 feet; S 17°56'51" W 619.99 feet; S 18°11'58" W 567.34 feet; S 13°54'39" W 805.71 feet to the East-West 1/4 line of said Section 32; thence S 89°45'54" W along said East-West 1/4 line 503.73 feet to the Center of said Section 32; thence S 89°22'37" W continuing along said East-West 1/4 line 2641.59 feet to the West: line of the North-west: 1/4 of said Section 32; thence N 00°01'00" E along said West: line 2657.51 feet to the North-west: corner of said Section 32; thence N 00°18'10" W along the West: line of the South-west: 1/4 of said Section 29 a distance of 711.00 feet; thence N 89°41'50" E perpendicular to said West: line 233.00 feet; thence N 00°18'10" W parallel with said West line 265.00 feet; thence S 89°41'50" W perpendicular to said West: line 26.75 feet; thence N 00°18'10" W parallel with said West: line 338.90 feet; thence N 89°41'50" E perpendicular to said West: line 50.00 feet; thence N 00°18'10" W parallel with said West: line 150.00 feet;

PROJECT TITLE: Reconstruction of Valencia Boulevard from Martin Luther King Jr. to the west end. 1999
Street Reconstruction P.S. 01048.

PROPERTY BENEFITED:
CURB AND GUTTER: All lands fronting on Valencia Boulevard from Martin Luther King Jr. Boulevard to the west end.

PROPERTY BENEFITED:
STORM SEWER: All lands fronting on Valencia Boulevard from Martin Luther King Jr. Boulevard to the west end except those lands adjacent to Martin Luther King Jr. Boulevard that have previously been assessed for storm sewer improvements.

PROPERTY BENEFITED:
SANITARY SEWER: All lands fronting on Valencia Boulevard from a point approximately 911 feet west of Martin Luther King Jr. Boulevard to the west end.

WHEREAS, the City Assessor has completed the assessment roll for curb and gutter, based upon contract costs and other related costs of construction, and furnished the following information:

ENGINEER'S ESTIMATE, COST OF IMPROVEMENTS:

ASSESSMENT ROLL #351	CITY CONTRIBUTION	ASSESSMENT TO PROPERTY OWNER
Curb & Gutter Costs	\$2,548.67	\$30,863.79
Storm Sewer Costs	\$5,442.59	\$45,663.44
Sanitary Sewer Costs	\$4,463.82	\$36,341.95
Other Costs	\$751,894.11	\$8,988.00
Total	\$87,560.19	\$112,868.28

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby directs that special assessment roll number 351 as returned by the City Assessor, be ratified and confirmed, and the Mayor is authorized to affix within ten days his warrant directing

thence S 89°41'50" W perpendicular to said West: line 256.25 feet to said West: line; thence N 00°18'10" W along said West: line 1176.05 feet to the point of beginning, said parcel containing 288.05 acres more or less.

BE IT FURTHER RESOLVED that the City Clerk give notice of the hearing in accordance with the Michigan Open Meetings Act.

BE IT FINALLY RESOLVED that a copy of the proposed agreement be placed on file with the Lansing City Clerk on or before 9:00 a.m. on September 22, 1999.

By Councilmember Bauer

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

NAYS: 1 (Councilmember Deal dissenting)

RESOLUTION #431 BY THE COMMITTEE ON PUBLIC SERVICES RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING PUBLIC IMPROVEMENT IV

WHEREAS, pursuant to the Public Improvement III adopted by this Council, the Director of Public Service has held a public hearing for assessment roll 351 for curb and gutter, storm sewer, and sanitary sewer:

the City Treasurer to collect said tax within 90 days after the approval of the assessment roll.

By Councilmember Deal

Carried Unanimously

RESOLUTION #432 BY COMMITTEE ON PUBLIC SERVICES RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING PUBLIC IMPROVEMENT IV

WHEREAS, pursuant to, the resolution adopted by this council on August 23, 1999, the City Assessor has held a public hearing for assessment roll number B-61 for sidewalks as follows:

PROJECT TITLE: 1999 Sidewalk Repair Contract P.S. #01051

PROPERTY BENEFITED:
SIDEWALK: THE AREA BOUNDED BY GRAND RIVER AVENUE, TECUMSEH RIVER ROAD, AND EDGEBROOK DRIVE ALSO THE AREA BOUNDED BY WILLOW STREET, PINE STREET, SAGINAW STREET, AND MARTIN LUTHER KING JR. BLVD. EXCEPTING ALL PUBLIC STREETS AND ALLEYS AND OTHER LAND DEEMED NOT BENEFITED.

COST OF IMPROVEMENTS:

ASSESSMENT ROLL # B 61	CITY CONTRIBUTION	ASSESSMENT TO PROPERTY OWNER
SIDEWALK REPAIRS	\$150,240.39	\$68,893.26
TOTAL COSTS	\$150,240.39	\$68,893.26

NOW THEREFORE BE IT RESOLVED that special assessment roll number B 61 as returned by the City Assessor, be ratified and confirmed, and the Mayor is authorized to affix within ten days his warrant directing the City Treasurer to collect said tax within 90 days after the approval of the assessment roll.

By Councilmember Deal

Carried Unanimously

RESOLUTION #433

BY THE COMMITTEE ON PUBLIC SERVICES

RESOLVED BY THE CITY COUNCIL OF

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby determines it to be of a public necessity to construct the following public improvements: construct curb and gutter and the necessary storm sewer facilities in Heald Place from Hosmer Street to Larned Street.

BE IT FURTHER RESOLVED that the cost of these improvements is to be financed by special assessments to the benefited property owners, and that the City's public share of the project shall be paid from the FY2000 Street Improvement Fund.

BE IT FINALLY RESOLVED that the Department of Public Service is hereby authorized to prepare necessary plans and specifications for these improvements, obtain the necessary easements for construction, and to determine the cost of said project in sufficient detail to establish the special assessment district and the applicable assessment to the properties in the district, and to furnish said information to the Mayor and City Council.

By Councilmember Deal

Carried Unanimously

RESOLUTION #434

BY THE COMMITTEE ON PUBLIC SERVICES

RESOLVED BY THE CITY COUNCIL OF

THE CITY OF LANSING

WHEREAS, the Mayor has appointed Ron D. Lot, 3520 Brisbane Drive, to the Parks Board as a 3rd Ward representative; and

WHEREAS, the Committee on Public Services concurred with the appointment of Ron D. Lot on September 20, 1999;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the appointment of Ron D. Lot to the Parks Board as a 3rd Ward representative for a term to expire June 30, 2003.

By Councilmember Deal

Carried Unanimously

RESOLUTION #435

BY THE COMMITTEE ON PUBLIC SERVICES

RESOLVED BY THE CITY COUNCIL OF

THE CITY OF LANSING

WHEREAS, the Mayor has appointed Peter A. Kuhnmuensch, 1901 Vassar, to the Capital Area Transportation Authority as a 1st Ward representative; and

WHEREAS, the Committee on Public Services concurred with the appointment of Peter A. Kuhnmuensch on September 20, 1999;

Gordon Wilson of 2304 Midwood said that he has gotten a flier about the Police and Community Relations Conference from the Human Relations and Community Services Department, but nothing on the agenda allows for public comment. He asked Councilmembers to please make sure that a Public Comment section is added to the agenda. He criticized the lack of coverage the Newspaper and other media have

THE CITY OF LANSING

PUBLIC IMPROVEMENT

WHEREAS, the Public Service Department has established the need for construction of curb and gutter and the necessary storm sewer facilities for Heald Place from Hosmer Street to Larned Street according to the petition (on file in the City Clerk's office) signed by 80% of the benefited owners; and

WHEREAS, the City Council has determined that this proposed public improvement will benefit especially properties in the vicinity of the work to be done and that a benefit district pursuant to Chapter 1026 of the Lansing Code of Ordinances should be established to be specially assessed for the public improvement;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the appointment of Peter A. Kuhnmuensch to the Capital Area Transportation Authority as a 1st Ward representative for a term to expire June 30, 2003.

By Councilmember Deal

Carried Unanimously

ORDINANCES FOR INTRODUCTION

INTRODUCTION OF ORDINANCES

The following ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by providing for the rezoning of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the Code for property located at:

Z 11-99, 3700 and 3950 N. Grand River Avenue, "A"
Residential and "F" Commercial Districts to "J"
Parking District

was introduced by Councilmember Adado, read a first and second time by its title and referred to the Committee on Development and Planning.

RESOLUTION #436

BY COUNCILMEMBER ADADO

RESOLVED BY THE CITY COUNCIL OF

THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, October 11, 1999 at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the ordinance for rezoning:

Z 11-99, 3700 and 3950 N. Grand River Avenue, "A"
Residential and "F" Commercial Districts to "J"
Parking District

By Councilmember Adado

Carried Unanimously

ORDINANCES FOR PASSAGE

There were no Ordinances for Passage

OTHER BUSINESS

> Public Comment on City Related Matters

given to the School Board race. The public needs to be able to learn about School Board candidates. He complained that Board and Committees are not getting their minutes to the City Clerk in a timely manner consistent with the Open Meetings Act, and further, the minutes paraphrase comments made by the public, rather than stating the comments in their entirety. This is not adequate. The comments of the public

should be related comprehensively.

Beverly Miller of 416 Pearl St. gave Councilmembers what she described as a "progress report" on the Spiral Bar that they approved to be put into her neighborhood. This bar was touted to get rid of the prostitutes, pimps, and drug dealers in this neighborhood. It has not done so. It has done nothing for their neighborhood, except cause other problems, like parking problems. With the onset of colder weather, however, the problem with river rats that they were dealing with is getting better.

Willy Williams of 505 W. Lenawee said that he would not be proud of his children for getting truancy citations. He was called to order by President Benavides at the request of Councilmember Meyer. He spoke regarding racial remarks made by the usual "Monday Evening Squeaky Wheels" and about written statements made by Christine Timmons.

Harold King of 1563 N. High St. spoke regarding the Neighborhoods In Bloom program and the efforts made by himself, as well as by other residents, to beautify North Lansing. John & Bernice Pacztruski have planted flowers every year. Roger Parker built a planter one year, and this year Councilmember Leeman did the flowers. They had baseball this year for the kids in Old Town and they had 40+ kids show up to every practice. Even though they could not use the warming house bathrooms, because he was unable to get a key from Parks & Recreation, these kids came to every practice and played.

Bigene Buckley of N. Hayford defined the meaning of "Freedom of the Press." This is the right to hear the truth, not just what the government wants you to hear. Not just what Mayor Hollister wants you to hear. The Media described the GM contract as "rich." That is not true. He stated that he wants the Charter Revision to allow for a change to a City Manager form of city government, rather than a strong mayor system. Nothing bad happens in this City unless the Council rubber stamps it, or agrees with it. This is not a world class city, it is a house of corruption.

Kim Wong from MSU, along with a Class of Korean Exchange Students thanked Council for acknowledging their visit to tonight's meeting.

Russell Terry of 121 E. Mt. Hope said that the material in the black book does not indicate that the City will collect tax money on the \$50,000,000 piece of MSU property. He spoke regarding media coverage of local campaigns.

COMMITTEE REPORTS

There were no Committee Reports.

CITY OFFICER & BOARD REPORTS

1. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office.

h. Closing of Builders Square on S. Cedar St.

RECEIVED AND PLACED ON FILE

i. Selection of Recipients for Award of Minigrants for FY 2000

RECEIVED AND PLACED ON FILE

j. Recommendations for the Expansion and Relocation of the House of Commons

RECEIVED AND PLACED ON FILE

k. Agenda for the Mayor's Parking and Downtown Development Advisory Committee Meeting

RECEIVED AND PLACED ON FILE

l. Employees Money Purchase Pension Plan Lunch Meeting

RECEIVED AND PLACED ON FILE

m. From Councilmember Meyer, a Resolution authorizing the sale of bonds for the Public Safety Issue for referral to Committee.

RECEIVED AND PLACED ON FILE

2. Letter from Susan Cantlon, Senior Preservation Planner, Validating the Protests: Petitions filed against Z-10-99; SW Corner of Walnut and Kalamazoo St., Petition for Rezoning from "E-2" Local Shopping to "G-1" Business District, and SLU-05-99.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

3. Letters from the Mayor re:

a. Demolish or Make-safe Proceedings (DMS) for Property at 427-429 Dorrance Place

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

b. Demolish or Make-safe Proceedings (DMS) for Property at 528 S. Hayford Ave.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

c. Demolish or Make-safe Proceedings (DMS) for Property at 713 W. Saginaw St.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

d. ACT-12-99; Factory Street to Grand River Ave. Drain Easement

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

e. Transfer of Funds, 54-A District Court, Parks & Rec., LPD, Public Service Dept., Municipal Parking System, PND

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

f. Request for Appropriation of Community Promotion Funds: Ingham Regional Medical Center for an Event Celebrating the Lives of Cancer Survivors and Their Families at Potter Park

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

g. TC-99-023 and TC-99-024; Parking Regulation Change on the E. Side of Seymour St. and W. Side of Capitol Ave.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides.

Carried unanimously

1. Claim filed by Al Yarrington of 122 Horizon St. regarding damage to sewer lines caused by the City of Lansing's Requirement that he cement an abandoned downspout.

REFERRED TO THE CITY ATTORNEY

2. Letter from Charlene Adamski of 612 W. Madison St. regarding traffic problems on Madison St. between Pine and Sycamore Streets.

REFERRED TO THE MAYOR, THE TRAFFIC BOARD AND THE PUBLIC

SAFETY COMMITTEE

3. Letter from Karen DeVine of 2120 Moores River Dr. requesting the construction of a walking and biking path from Cambridge Rd. through Frances Park to Mt. Hope Ave.

REFERRED TO THE MAYOR, THE TRAFFIC BOARD AND THE PUBLIC SAFETY COMMITTEE

4. Letter from Bonnie Main of 6023 Hilliard Rd. regarding the need for a Traffic Control Device at the intersection of Pennsylvania Ave., Cedar St., and American Rd.

REFERRED TO THE MAYOR, THE TRAFFIC BOARD AND THE PUBLIC SAFETY COMMITTEE

5. Notice from the State of Michigan Department of Treasury of Neighborhood Enterprise Zone Certificate #99-130 Issued for 218 Lathrop St.

REFERRED TO THE CITY ASSESSOR AND THE ECONOMIC DEVELOPMENT CORPORATION

6. Notice from the State of Michigan Department of Consumer & Industry Services Liquor Control Commission of receipt of an application from Rite Aid of Michigan, Inc. to Transfer Ownership of a 1998 SDD License with Sunday Sales Permit from Riviera Food & Deli, Inc. to Rite Aid at 3825 W. Jolly Rd. to be held in conjunction with their SDD License with Drive Up Window at that Address

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

7. Petition signed by 181 Residents of Lansing and East Lansing Opposing the Construction of an Extreme Sports Complex or Skateboard Facility at Ranney Park
12 From Councilmember Beal; a Memo from Dan Danke of the Public Service Department detailing the arrangements that were made with residents who protested the Special Assessment Roll B-61 for 1999 Sidewalk Repair

RECEIVED AND PLACED ON FILE

COUNCIL MEMBERS COMMENTS

Councilmember Leeman urged everyone to attend the reception that will be held to recognize the contributions and achievements of Mary Margaret Murphy-Woll on Thursday, September 23, 1999 from 5:30 to 7:00 P.M. at the Foster Community Center. The room dedication will take place at 6:00 P.M. This event is hosted by the Eastside Neighborhood Organization and the Foster Center Advisory Board. He thanked everyone who worked to pull off the skateboard demonstration last Saturday in Parking Lot 15 (across from Oldsmobile Park), particularly Councilmember Beal and Her Husband, Pete Boscheff, R. Eric Reickel, Parks & Recreation Director, and Bob Ford. This was a tremendous event held on a beautiful fall day. A lot of kids and parents were in attendance the Ramp was kept up throughout the weekend and received a great deal of use. There is no question of the need to put a park of this type somewhere in Lansing.

Councilmember Allen said that she regrets being unable to attend the skateboarding demonstration last weekend, however, she was celebrating with the Liederkranz Club at their Oktoberfest. She also attended a football game that Her Grandson played in. He caught a pass and ran it down field for a 60 yard gain. She congratulated him. She also attended the National Ballroom Dance Week celebration Saturday evening, which was a wonderful time.

Councilmember Murphy confirmed the regularly scheduled meeting of the Public Safety Committee this Wednesday at 8:00 A.M. in the 10th Floor Conference Room where they will take up the traffic calming project, as well as other traffic issues. The same day, the Ingham Regional Medical Center will hold the Prostate Cancer Forum at Riverview Place at 3535 Moores River Drive. This event is open to the public, please go and get checked. Early detection is essential to beat this disease. This Thursday the "Parents of Murdered Children" will conduct a press conference at 11:00 A.M. in the City Hall on their "National Day of Remembrance for Murder Victims," which is the kickoff of their blood drive. St. Stephens Community Church is hosting an event

REFERRED TO THE MAYOR, THE PARKS BOARD AND THE PUBLIC SERVICE COMMITTEE

8. Suspension item from Councilmember Allen; a letter from Michael Cole of the Coachlight Neighborhood Association opposing the Transfer of a SDD/SDDM License for Rite Aid Inc. at 3825 W. Jolly Rd.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

9. From Councilmember Murphy; a letter from Anthony Moore of Mid Michigan Public School Academy requesting that Maple Street be changed to a one-way street going East

REFERRED TO THE MAYOR, THE TRAFFIC BOARD AND THE PUBLIC SAFETY COMMITTEE

10. From Councilmember Murphy; a letter from Judy Hackett of the Oak Park Neighborhood Association regarding the declaration of a house at 627 N. Pennsylvania Ave. as a Public Nuisance

RECEIVED AND PLACED ON FILE

11. From Councilmember Murphy; a letter from Mark DeBerroch of the Metaphysical Church of Christ; requesting the removal of the "No Parking" signs on the W. Side of Holmes St. and allow their parishioners to park there.

REFERRED TO THE MAYOR, THE TRAFFIC BOARD AND THE COMMITTEE ON PUBLIC SAFETY

featuring different foods, as well as a talent show, to raise funds for their youth groups. Foods from different cultures will be served by Clergy from the Lansing area. Please participate in this event at 1420 W. Oakland. The Ingham County Women's Commission is holding their 25th Anniversary Celebration tonight. Linda Simms was the recipient of one of their citations, as were Councilmembers Beal and Bauer. Councilmember Beal acknowledged that she did serve on the Women's Commission from 1986 to 1991. She thanked Councilmember Leeman for his kind comments, however, she did not really do anything except accommodate the hard work and time put in on the project by Her Husband, Pete. This whole event has really been a citizen driven event, and she thanked Councilmember Allen for getting on board. Never in her time on Council have citizens come together so successfully to raise funds for something like this. They have formed a 5013C organization, which will be responsible for the fund raisers. She thanked the people who built the platform for the demonstration. She especially thanks the Home Depot who used one of their trucks to pick the platform up in Haslett and delivered it to Parking Lot #15. She thanked their truck driver, Chris, Mark Mills from Perry Ornamental, The Edge 92.1 Radio Station, Modern Skate and Surf, and all of the members of the Steering Committee for the Foundation. She thanked Parks Director Reickel, Rod McDonald (Andy McDonald's Father) who is also the Vice President of the Michigan Hospital Association, Charlie Johnson, Jill Sandercock, Brian Smith, and Pete Boscheff. The ramp will be moved to the Washington Park. There were 500-1000 people in attendance for the event. She thanked everyone for attending. This was a great kickoff event. Now they are setting out to raise the money needed to match the City's funding for a BMX/Extreme Sports facility. Councilmember Meyer confirmed the regularly scheduled meeting of the Ways and Means Committee this Thursday at 2:45 P.M.

Councilmember Bauer thanked everyone involved in Yesterday's Greater Lansing Housing Coalition Home Tour. She thanked the residents who opened their homes, and said that the two Downtown Loft Apartments that were on display were particularly interesting. There are to be 4 more loft apartments that are in development stages that will be for rent. She thanked Gary Andrews, who generated the resolution of tribute for Home Services Week. She announced that there will be televised forums on the question of the Charter Revision that will appear on the November Election Ballot. If you have thoughts, or questions on this topic, please call 483-4177. She acknowledged that, she too, was on the Women's Commission, however her term was long before Councilmember Beal's and ran from 1977 to 1981.

She regrets that She was unable to attend their event, because She has company from out-of-town.

MAYOR'S EXECUTIVE ASSISTANT'S
RESPONSE TO COMMENTS

Mr. Graves noted that the responsibility for the Minutes of Boards and Commissions rests with the Boards and Commissions. It is up to them to establish their own rules and by-laws. There is no requirement that a stenographer be present at Board Meetings to record their minutes verbatim. Minutes of Boards and Commissions are not verbatim, they are summaries of comments and issues discussed. The Mayor's Office will remind the Boards of the requirement that their minutes be filed with the City Clerk in a timely manner and in conformance with the Open Meetings Act.

ADJOURNED 9:50 P.M.
MARILYN SLADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF SEPTEMBER 27, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Bena vides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Bena vides, Leeman, Meyer, Murphy

ABSENT: None

The Invocation and Pledge of Allegiance were led by Councilmember Allen

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of September 20, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Adado

To accept the following under suspension of the rules:

1. From Councilmember Adado; a Resolution authorizing ACT-05-99; 327 S. Walnut Special Land Use for the Board of Water & Light Chiller Facility
2. From Councilmember Adado; Rezoning Ordinance for Passage, Z-10-99; 327 S. Walnut Rezoning Ordinance
3. From Councilmember Adado; a Committee Report from the Development and Planning Committee recommending adoption of Z-10-99; 327 S. Walnut
3. From Councilmember Murphy; a letter from Sheree Watson of 1412 W. Allegan regarding an odor near the Parking Lot at Sexton High School during a football game
4. From Councilmember Murphy; a letter from Mary Hauser, no address given, Councilmember Bena vides acknowledged and welcomed the Lansing Community College Political Science Class that is present tonight to observe the City Council Proceedings.

➤ Special Ceremonies

A. Mayor Hollister introduced Jerry Dunn of the Fire Marshall's Office. Mr. Dunn announced their "Great Escape Celebration" in recognition of Fire Prevention Week. They will host an open house, Saturday, October 9, 1999 at Fire Station #8 located at 815 Marshall Street from 10:00 A.M. to 1:00 P.M. They have a number of activities planned. This event is open to the Public. There will be a display of fire fighting apparatus, a display of extraction equipment and techniques. Barry Gaukel and his Search and Rescue Dog "Ranger" will be on hand to meet people, and there will be a number of other fire safety tips and information.

B. Mayor Hollister presented a check in the Amount of \$500.00 to Steve Mercer, the winner of the Principal Shopping District "Swing Around Downtown" Campaign. Mr. Mercer thanked Mayor Hollister and the Principal Shopping District, and said that he has been working on construction of the loft apartments in downtown and won the contest through his patronage at "Blimpies."

regarding problems with rental property located at 801 N. Chestnut

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events

Mayor Hollister announced that, in observance of October as "Breast Cancer Awareness Month" there will be a "Breast Cancer Awareness Telethon" held in the lobby of City Hall on Tuesday, October 5, 1999 from 9:00 A.M. to 12:00 P.M. A phone bank will be set up and City Employees and Representatives will call their friends and relatives to remind them to have their mamogram. He urged Councilmembers to participate. He announced that October 16th is the Third Annual Police and Community Relations Conference. This event is sponsored by the Police Department in an effort to work collaboratively with the Community. This Year's Conference will be held at the Lansing Center from 8:00 A.M. to 3:00 P.M. Lunch will be served. Please participate. The Lansing Area Jaycees will hold a community forum on Y2K Compliance on Tuesday, October 5, 1999 from 7:00 to 8:00 P.M. at the Best Western Hotel on W. Saginaw. There will be a panel discussion on Y2K preparedness. This forum is free and open to the public.

Councilmember Murphy congratulated the Walnut Neighborhood Association on being selected as the 1999 Community Builders and Community Asset Award winners. On Thursday, September 30, 1999, he will be meeting with the Residents of Oliver Towers Senior Apartment Complex. They will be talking about crime and public safety issues. Captain Rick Cook from the North Side Police Precinct will be present for their discussion, which will take place from 8:00 to 11:00 A.M.

Councilmember Meyer announced that His Wife works at the Comprehensive Breast Health Clinic at MSU. They will hold a "Breast Cancer Awareness Walk" from the Capitol. This is an all-area event to raise money for breast cancer research.

Councilmember Allen congratulated Mrs. Fenner from Fenner Arboretum, who will be celebrating her 100th Birthday on October 1st, and wished her a Happy Birthday.

C. Mayor Hollister, along with Councilmember Murphy, Michael Alexanian and LPD Officer Craig Bayliss, presented a Resolution of Tribute to Sgt. Yoshiji Nokano, a Police Exchange Officer from Shiga Prefecture, Japan. Mr. Nokano thanked the Mayor, the Sister Cities Commission and City Council, as well as the Police Department for inviting him to come to Lansing. He hopes that he has made good friendships during his stay with us. He had a very good time and enjoyed this experience very much.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

1. In consideration of SLU-10-99; 231-237 S. Washington Square, Special Land Use Petition to allow for Construction of a 13 Space Surface Parking Lot on Property that Currently Contains a Landscaped Park Area

Les Lihsemier of 2105 Cheltingham Blvd. representing Dr. Mallory, the owner of this property, said that they have requested this change to allow for parking for a dentists office at 107 Washtenaw and for the Attorney Office on Washington. It would be available for use by customers of adjacent businesses during the night time hours.

They have plans for relocating the plants that are currently on this lot, in order to buffer and screen the parking area.

Councilmember Beal asked a formal question of the City Attorney. If the Council approves the special land use to allow for a surface parking lot on Washington Ave. for Dr. Mallory, what would their position be if other property owners make the same request by trying to tear down old structures and replace it with parking on a surface lot? She asked Mr. Smiertka to present Councilmembers with a written legal opinion on this question.

Councilmember Murphy asked if Mr. Mallory has purchased this property, or is the sale pending contingent on the special land use permit being approved?

Mr. Lihsemer answered that the sale is contingent on the approval of the permit.

Councilmember Murphy asked if the purchaser will go through with the purchase if the permit is not approved.

Dr. Mallory said that he has not decided on his next step at this point.

Ron Bloomberg of 2126 Moores River Dr., speaking on behalf of the State Bar of Michigan, stated their opposition to the BW&L Chiller Facility. They have many objections to this project, but the process has been continued despite their concerns. This has upset the adjacent property owners and it is not consistent with the River Island Master Plan, nor is it consistent with the Lansing Central Plan. Other businesses in the area have significant setbacks, yet this business would only have a seven foot setback. The Planning Board Report was not comprehensive. There are other sites in Lansing that are more suitable for this project. The Development and Planning Committee made conditions for the approval of this special land use, but they are not adequate. The noise buffer is not enough. The Board's proposal for a noise limit is 65-75 decibels. This range is a marginally compatible use, and it is not being a good neighbor to the remaining property owners in this area. The design and review committee should have their analysis done before this permit is granted. This should not be approved until there has been a proposal and agreement on adequate design standards.

Paul Harvey of Lowther Rd., Sheffield, England, on behalf of Jet Engineering, said that this is one of their primary businesses. They have invested around \$400,000,000 in their plants and equipment in the last four years. He is the CEO for this group, and this IDD is of particular interest to him. They are planning on continued investments in this area, and this IDD would significantly help their cause. They manufacture orthopedic components like knees and hips. He asked for Council's support of their tax abatement.

Willy Williams of 505 W. Lenawee said that he lives one block from the proposed site of the BW&L Chiller facility. Three hundred people live within a few blocks of this site. Residents in this area are there 172 hours per week. This project is moving along way too fast. The trip to Chicago to hear and view their chiller is all well and good, but they did not go to see this facility at 2:00 A.M., which is when residents in Lansing are going to be the most bothered. This is a \$24,000,000 job. The aesthetics are okay, but not for 24 hours per day, it looks basically like a box with windows in it.

Dave Anderson of 320 W. Ottawa, said that he is an Attorney for Michigan Radio Network and Michigan Farm Network, which is owned by the Sega Corporation. The issue tonight is respect and fairness to the residents. He is primarily interested in the sound issue, because of the nature of his Client's business. The facility in Chicago sounds quiet in comparison to the crowd noises. The Board has said that they want the same kind of facility as the one in Chicago. If this facility is approved, it should be with the same requirements for sound prohibitions. If the Council followed Federal standards, it would not allow residential uses or medical and clinical uses in an area that contained this type of facility. It would only allow industrial uses. They measured the decibels improperly. His Client has four state of the art, world Fern Featherly of 501 Red Cedar Blvd., in Williamston, a member of "Friends of Fenner," said that this acquisition is important to Fenner Arboretum. We have a chance to complete this area. The Friends of Fenner are pledging their support financially. They have committed to raising \$25,000 of the money necessary to complete this project.

Councilmember Allen asked where the ingress/egress to the parking lot would be located.

Mr. Lihsemer answered that there will be one entrance and exit only, and it will be on Wasthenaw.

Councilmember Bauer said that she wants to hear from the Planning and Neighborhood Development Department as to how this proposal fits in to the comprehensive plan for the Downtown area and in to the City's Master Plan.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

Public Comment on Legislative Matters:

Eugene Buckley of IN. Hayford St. stated a list of concerns he has over traffic lights that are obscured by business signs.

class studios at this site. These studios would become totally unusable. This is the 19th largest broadcasting company in the Nation. They would have to move. Councilmember Beal asked Mr. Anderson what the decibel level is over there. Mr. Anderson said that he does not know.

Councilmember Meyer asked if the Consolidated Courts Facility that is planned for the area would reduce the decibel level from the chiller for adjacent businesses. Mr. Anderson said that His Client has a different kind of building and cannot remain in business at that location if this chiller is put there.

Councilmember Bauer said that they could refuse this request, only to have an office building constructed at this site. Mr. Anderson said that they would welcome such an alternative.

Councilmember Allen said that the comments make it sound like the BW&L is being irresponsible to the businesses in this area. That is not the case. Mr. Pandey has made many promises that they will do everything in their power not to disrupt adjacent businesses.

Stephanie Whitbeck of 620 W. Ionia said that the BW&L Chiller facility is inconsistent with the land use. The current land use has this property as office and medium residential. The request is for a "G-1" Business district classification. She recited a list of uses that would be allowed in the "G-1" classification. The proposed use is not one of them. Council does not have to decide on the practicality of the chiller. This facility belongs in an "I" Heavy Industrial area. This is not an acceptable use in this area. Council has to reject this based on the law that is in place at this time. They can change the law, but they cannot put this facility in this area. This is in a canyon of State Office Buildings.

Ron Eggleston of 3314 Parkview, a member of the "Friends of Fenner," said that He loves Lansing Parks. He asked for Council's support of the acquisition of the Fenner In-holding.

Bruce McCrey of 1614 Pepper Tree Lane, a member of the "Friends of Fenner," said that the In-holding is in a great area to provide for the expansion of Fenner. The Boy Scouts, Girl Scouts and Brownies and other youth groups camp in an area bordered by the In-holding. If the City does not purchase this property, it could be bought by someone who develops it and the Park will lose its natural outdoors area. If the City acquires it, they can expand their camping area. This is a significant expenditure, but by utilizing State of Michigan Grant funds the City will be expending a very reasonable amount of City funds. He urged approval of this acquisition.

Nia Godbold of 1499 Stillman in Mason, a member of "Friends of Fenner," said that it always bothers her to hear the dogs barking when she visits Fenner Arboretum. This acquisition would allow them to get rid of this kennel and complete the park.

Clara Breton of 3317 Jewell, a Naturalist at Fenner Nature Center, said that She has to deal with the barking dogs year round. She also has to deal with having to work with

the In-holding year round. This is an opportunity to expand their space and their services. They have problems with the dogs barking and with having the fence around the In-holding. She urged Council to support this acquisition.

LEGISLATIVE MATTERS
RESOLUTIONS

RESOLUTION #437
BY COUNCILMEMBER LARRY MEYER
RESOLVED BY THE CITY COUNCIL
OF THE CITY OF LANSING

WHEREAS, the City of Lansing and Shiga, Japan have implemented a Police Officer Exchange Program in an effort to learn from the different policing techniques used by each community; and

WHEREAS, Yoshiji Nakano, a Sergeant and Community Affairs Specialist with the Shiga Police Department, volunteered to participate in the Police Officer Exchange Program; and

WHEREAS, during the duration of the Exchange, Yoshiji Nakano would be away from his wife, Megumi, and daughter, Kotona, and son, Keita; and

WHEREAS, Yoshiji Nakano eagerly learned how the City of Lansing Police handled Community Policing, Preventing on the Job Injuries, Crime Victim's Rights, Traffic Control and Traffic Accident Prevention Programs;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, commend Yoshiji Nakano for the interest he has shown and his willingness to learn different techniques used by the Lansing Police Department.

By Councilmember Meyer
ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

NAYS: 1 (Councilmember Deal absent and unexcused for the vote on this item)

WHEREAS, according to the Zoning Code a Special Land Use permit for public utility use would be allowed in either of these districts; and

WHEREAS, the Planning Board held a public hearing on July 7, 1999 at which two persons from the Board of Water and Light spoke in favor of the proposal; one person spoke and two letters were received in opposition to the proposal; and

WHEREAS, the Planning Board at their meeting on July 20, 1999 moved (Sayes: I may) to approve the Board of Water and Light request for a Special Land Use permit (SLU-5-99) subject to the following conditions:

- 1. The design of the building should de-emphasize its height
- 2. The scale of the building design reflects a pedestrian emphasis
- 3. Setback of the third story screen wall
- 4. The plans should incorporate a landscape area design for the right of way area
- 5. The design should create a walk of permanent art.

WHEREAS, the Committee on Development and Planning has reviewed the report and recommendation of the Planning Board and after consideration wishes to recommend approval subject to these modified conditions:

- 1. The central chiller facility will be designed, engineered, constructed, operated and maintained so as to maintain a daily Average Sound Level not to exceed 70 decibels (LD) at each of the adjacent property owners' respective buildings.
- 2. The central chiller facility exterior design will be reviewed by a five member Design Review Committee selected by the City Council with one representative each from City Council, City Planning, the Board of Water

ITEM VIII.2, RESOLUTION OF TRIBUTE FOR FIRE PREVENTION WEEK, WAS PULLED FROM THE AGENDA AT THE REQUEST OF COUNCILMEMBER MURPHY. IT WAS NOT AVAILABLE TO BE PRINTED.

By Councilmember Adado

That the order of the agenda be rearranged to allow for the adoption of Ordinances for Passage at this time

Carried Unanimously

COUNCILMEMBER ADADO PRESENTED THE REZONING ORDINANCE, Z-10-99; 327 S. WALNUT ST. FOR ADOPTION AT THIS JUNCTURE IN THE MEETING. THAT ORDINANCE, ORDINANCE #442, REZONING OF 327 S. WALNUT ST., MAY BE FOUND UNDER THE HEADING "ORDINANCES FOR PASSAGE" WHICH FOLLOWS RESOLUTIONS FOR ACTION. ALSO AT THIS TIME COUNCILMEMBER ADADO SUSPENDED THE RULES TO PRESENT THE FOLLOWING COMPANION RESOLUTION TO Z-10-99;

RESOLUTION #438
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

SLU-5-99
327 S. Walnut Street
Public Facility Use: BWL Chiller Facility

WHEREAS, the Lansing Board of Water and Light has requested a Special Land Use permit (SLU-5-99) to construct a building on vacant land at 327 S. Walnut Street presently used for a parking lot. The building would be for public utility use as a chilled water facility to provide air conditioning to surrounding buildings; and

WHEREAS, the property measures 99' x 165' and contains 16,335 sq. ft. with a buildable area of 88' x 165' and is presently the subject of a rezoning request (Z-10-99) to change the zoning from "E-2" Local Shopping District to "G-1" General Business District, and

and Light, Ingham County, and adjacent property owners. The Board of Water and Light will submit at least three alternative designs to the Committee by October 8, 1999. The committee will reach a majority decision and direct the Board of Water and Light to proceed with the selected design by November 1, 1999.

- 3. The Board of Water and Light will, at its expense, relocate Michigan Radio Network's satellite dish equipment to a suitable location where the equivalent satellite signal level is received without interference.

NOW THEREFORE BE IT RESOLVED that the City Council hereby approves the request by the Lansing Board of Water and Light for a Special Land Use permit (SLU-5-99) for the property at 327 S. Walnut Street to construct a central chiller facility subject to the following conditions:

- 1. The central chiller facility will be designed, engineered, constructed, operated and maintained so as to maintain a daily Average Sound Level not to exceed 70 decibels (LD) at each of the adjacent property owners' respective buildings.
- 2. The central chiller facility exterior design will be reviewed by a five member Design Review Committee selected by the City Council with one representative each from City Council, City Planning, the Board of Water and Light, Ingham County, and adjacent property owners. The Board of Water and Light will submit at least three alternative designs to the Committee by October 8, 1999 in accordance with the Planning Board's conditions of July 20, 1999. The committee will reach a majority decision and direct the Board of Water and Light to proceed with the selected design by November 1, 1999.
- 3. The Board of Water and Light will, at its expense, relocate Michigan Radio Network's satellite dish equipment to a suitable location where the equivalent satellite signal level is received without interference.

BE IT FURTHER RESOLVED that this Special Land Use shall remain in effect only so long as the applicant fully complies with the conditions set forth above in this resolution and if it fails to so comply, the Special Land Use may be canceled and terminated by City Council resolution.

BE IT FINALLY RESOLVED that in granting this request, the City Council determines the following:

- 1. The proposed chiller facility, in its final design, will be constructed to be generally compatible and in character with, with surrounding land uses;
- 5. The proposed chiller facility, under the conditions listed above, will not be hazardous or involve uses, activities, materials, or equipment which are detrimental to the health, safety or welfare of persons or property from the excessive production of traffic, noise, fumes, smoke, odor, or glare;
- 6. The proposed chiller facility is adequately served by essential public facilities and services;
- 7. The proposed chiller facility will not place demands on public services in excess of current capacity;
- 8. The proposed chiller facility will, with the zoning amendment from "E2" Local Shopping District to "G-I" General Business, meet the intent of the zoning code, but is not in conformance with the Comprehensive Plan which indicates office use in this location;
- 9. The proposed chiller facility will meet the setback, design and landscaping requirements of the "G-I" General Business District.

By Councilmember Adado

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Benavides, Leeman, Meyer, Murphy

NAYS: Councilmembers Bauer, Dea

RESOLUTION #439

BY THE DEVELOPMENT AND PLANNING COMMITTEE RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City of Lansing received and filed a request from Jet Engineering, Inc. to establish a Lansing Industrial Development District (IDD-3-99), pursuant to Public Act 198 of 1974, as amended, on property located at 5212 Aurelius Road, Lansing, Michigan more fully described in this resolution; and

WHEREAS, a public hearing on the proposed establishment of an Industrial Development District (IDD-3-99) was held in this 16th day of August, 1999, at which time all interested persons, residents and taxpayers have had the opportunity to appear and be heard and make any objection they may have to the proposed District; and

WHEREAS, Jet Engineering, Inc. has met all the requirements for the establishment of an Industrial Development District as required by Public Act 198 of 1974, as amended, and by the policies of this Council

NOW, THEREFORE, **BE IT RESOLVED**, that the Council of the City of Lansing hereby approves the request and establishes an Industrial Development District (IDD-3-99) on the following property:

WHEREAS, the Development and Planning Committee of City Council has reviewed the report of the Planning Board and concurs herewith;

NOW, THEREFORE, **BE IT RESOLVED** that the City Council hereby grants a license, terminable at will by the City of Lansing, for the Groesbeck Park Drain, from Factory Street west to the Grand River, more particularly described as:

A license over parts of lots 1, 4, and 5 of James Seymours subdivision of Block 12 of the original plat, City of Lansing, as recorded in Liber 9 of Deeds, page 5, Ingham County Records, in part of section 9 township 4

- 2. The proposed chiller facility will not change the essential character of the surrounding area if designed to be compatible;
- 3. The proposed chiller facility will, with the relocation of the satellite equipment for the Michigan Radio Network, not interfere with the general enjoyment of adjacent properties in the area;
- 4. The proposed chiller facility will, with proper design, represent an improvement to the property and support the development of other buildings

Lot 1 - Jet Place, Lot 2 - Jet Place, Lot 6 - Jet Place, Lansing, Michigan.

BE IT FINALLY RESOLVED, this resolution shall not be construed as the City Council's approval of any future IFT certificate application of Jet Engineering, Inc. or any other applicant.

By Councilmember Adado

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

NAYS: 1 (Councilmember Adado dissenting)

RESOLUTION #440

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

ACT 12-99,

Request from Ingham County

Drain Commission for license,

Groesbeck Park

Drain from Factory Street west to the Grand River

WHEREAS, Ingham County Drain Commission requests a license for the Groesbeck Park Drain from Factory Street west to the Grand River; and

WHEREAS, the subject property is located approximately 240 feet south of the center line of E. Grand River Avenue, from the current right of way of Factory Street westward to the Grand River; and

WHEREAS, the extent of the license requested is 40 feet wide by approximately 264 feet in length; and

WHEREAS, the Planning Board considered the location, character, and extent of the proposal in accordance with the provisions of Public Act 285 of 1931, as amended, and found that the proposed license has no significant impact on its surroundings and does not interfere with the use of the site for park purposes; and

WHEREAS, at its meeting of Wednesday, September 8, 1999, the Planning Board voted unanimously (6-0) to recommend approval of ACT-12-99 to grant a license for the Groesbeck Park Drain from Factory Street west to the Grand River, with the condition that the license instrument can be terminated at will by the City per the City Attorney's recommendation; and

north, range 2 west, City of Lansing, Ingham County, Michigan, for storm water drainage construction and maintenance, 40 feet wide lying 20 feet on each side of a centerline more particularly described as: Beginning on the easterly bank of the Grand River at a point 270 feet south of the centerline of Grand River Avenue and 283 feet west of the center line of Factory Street; thence north 720 east 110 feet more or less to a point which lies 240 feet south of the centerline of Grand River Avenue and 182 feet west of the centerline of Factory Street; thence east 154 feet more or less to a point on the west right-of-way line of Factory Street which lies 240 feet south of the centerline of Grand River Avenue and 28 feet west of the

centerline of Factory Street; the sidelines of said 40 foot license to be extended or shortened to begin on the easterly bank of the Grand River, to meet at angle points, and to terminate at said west right-of-way-line of Factory Street, except that portion of the right-of-way of Race Street.

BE IT FINALLY RESOLVED, that the Mayor, on behalf of the City, is authorized to sign and execute all necessary documents to effectuate the aforesaid license, subject to prior approval as to form by the City Attorney.

By Councilmember Adado

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

NAYS: 1 (Councilmember Allen absent and unexcused for the vote on this item)

RESOLUTION #441

BY THE COMMITTEE ON DEVELOPMENT & PLANNING

1000-1006S, Washington Ave.,

Krentel Block Historic District Study Committee

WHEREAS, on September 21, 1999 by Mark A. Laterman of Laterman & Associates, on behalf of Ronald Rycus, property owner, submitted a request to the Historic District Commission, Executive Committee, to establish a Historic District Study Committee to investigate the potential for establishing a local Historic District at the Krentel Block, 1000-1006 S. Washington Avenue; and

WHEREAS, at its meeting on September 21, 1999 the Historic District Commission, Executive voted unanimously (3-0) to forward this request to the Mayor and City Council with a recommendation to proceed with the establishment of the Historic District Study Committee in accordance with Section 1220.03 (b) of the Codified Ordinances;

- 4. Robert Morris, Central Downtown Resident and Rehabilitation Consultant
- 5. Suzy Stark, S. Washington Avenue Residents and Business Owners

WHEREAS, the Committee on Development and Planning has reviewed the report and recommendation of the Historic District Commission, Executive Committee and concurs therewith;

NOW, THEREFORE, **BE IT RESOLVED** the Lansing City Council hereby establishes the Krentel Historic District Study Committee, pursuant to Section 1220.03 of the Codified Ordinances, to evaluate the historic significance of structures within the proposed district, and provide a recommendation regarding the establishment of a local historic district at the Krentel Block, 1000-1006 South Washington Avenue, more particularly described as:

Commencing at the northeast corner of Lot 1, Block 196. Original Plat thence south 88.5 feet, west 79 feet, north 5 feet, west 36.8 feet, north 42.5 feet, west 912 feet, north 41 feet to the south line of Hazel Street, thence east 207 feet to the point of beginning (PPN 330-21-177012).

BE IT FURTHER RESOLVED, the following members of the Historic District Study Committee appointed by the Mayor are hereby approved by the City Council:

- 1. Todd Bransner, Historic District Commission, Design Review Chairperson
- 2. Ron Koenig, Conservator and Researcher
- 3. Fred McLaughlin, Historic District Commission, Architect
- 4. Robert Morris, Central Downtown Resident and Rehabilitation Consultant
- 5. Suzy Stark, S. Washington Avenue Residents and Business Owners

By Councilmember Adado

Carried Unanimously

RESOLUTION #442

**RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

ordinances; and

WHEREAS, the Historic District Study Committee is responsible for conducting an inventory of properties, including basic research on each property under consideration, preparing a preliminary committee report that addresses the historic significance of the district, submitting its report to the Historic District Commission, assisting the Commission with disseminating the preliminary report to various agencies for recommendations, holding a public hearing, and preparing a final report for City Council approval, and

WHEREAS, the red "commercial brick" two-story building, comprised of four storefronts on the first floor and eight apartments upstairs, is mainly intact despite recent fire damage and some modification to the storefronts, and

WHEREAS, the building is associated with and represents the early 20th century expansion of commercial development along major thoroughfares and streetcar lines leading way from downtown; and

WHEREAS, the commercial development of South Washington Avenue shares a relationship with neighboring residential properties, and provides a transition between the central business district and the surrounding neighborhood; and

WHEREAS, the Mayor supports the establishment of the Historic District Study Committee for the aforementioned properties and upon approval by Council, appoints the following persons to be on the committee:

- 1. Todd Bransner, Historic District Commission, Design Review Chairperson
- 2. Ron Koenig, Conservator and Researcher
- 3. Fred McLaughlin, Historic District Commission, Architect

WHEREAS, the Transportation and Parking Office received a request from Mr. Virgil Bernero to install traffic control at the intersection of Claremore Drive and Laporte Drive;

WHEREAS, the request was referred to the Traffic Board;

WHEREAS, the Transportation and Parking Office staff conducted a study of the roadway conditions;

WHEREAS, based upon the results of the Transportation and Parking Office's study, the Traffic Board concurs with the recommendation of the Transportation and Parking Office to install yield signs on Laporte Drive at the intersection of Claremore Drive to designate right-of-way at the intersection;

WHEREAS, the approved minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

NOW, THEREFORE, **BE IT RESOLVED**, that the Lansing City Council approves Traffic Control Order No. 99-020, thereby authorizing the Transportation Engineer to install yield signs on Laporte Drive at the intersection of Claremore Drive to designate right-of-way at the intersection;

BE IT FINALLY RESOLVED that Traffic Control Order No. 99-020 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed.

By Councilmember Murphy

Carried Unanimously

RESOLUTION #443

**RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the Transportation and Parking Office received a request from Craig Pettinger of Cameron Tool Corporation, located at 1800 Bassett Avenue, to prohibit parking on both sides of Bassett Avenue west of Comfort Street; Mr. Pettinger made this request because semi-trucks and other larger trucks regularly turn to and from WHEREAS, the Transportation and Parking Office staff conducted a study of the roadway conditions and parking activities;

WHEREAS, pursuant to Section 253(2) of the Lansing Code of Ordinances the Transportation Engineer enacted a temporary traffic control order, on April 1, 1999, prohibiting parking on both sides of Bassett Avenue from Comfort Street to 365 feet west of Comfort Street;

WHEREAS, site visits to the area have confirmed that the temporary parking regulation has discouraged vehicles from parking on both sides of Bassett Avenue west of Comfort Street thereby allowing larger vehicles to easily negotiate the turn to and from Bassett Avenue at Comfort Street;

WHEREAS, to date the Transportation and Parking Office has not received any negative feedback from residents, or businesses in this area;

WHEREAS, based upon the Transportation and Parking Office's study, the Traffic Board concurs with the recommendation of the Transportation and Parking Office to make permanent the temporary parking regulation prohibiting parking on both sides of Bassett Avenue from Comfort Street to 365 feet west of Comfort Street;

WHEREAS, the approved minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 99-021, thereby authorizing the Transportation Engineer to prohibit parking on both sides of Bassett Avenue from Comfort Street to 365 feet west of Comfort Street;

BE IT FINALLY RESOLVED that Traffic Control Order No. 99-021 shall become effective when signed by the Transportation Engineer, and filed with the City Clerk;

By Council member Murphy

Carried Unanimously

**RESOLUTION #444
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the Transportation and Parking Office staff conducted a study of the roadway conditions;

WHEREAS, based upon the results of the Transportation and Parking Office's study, the Traffic Board concurs with the recommendation of the Transportation and Parking Office to install stop signs on Maloney Street at the intersection of Dunlap Street;

WHEREAS, the approved minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 99-018, thereby authorizing the Transportation Engineer to

Bassett Avenue at Comfort Street. These trucks have difficulties making these turns when vehicles are parked on Bassett Avenue west of Comfort Street near the intersection;

WHEREAS, the request was referred to the Traffic Board;

WHEREAS, the Transportation and Parking Office received a request from Ms. Megan Styrd of 1211 Climax Street to install stop signs on Climax Street at the intersection of Parker Street;

WHEREAS, the request was referred to the Traffic Board;

WHEREAS, the Transportation and Parking Office staff conducted a study of the roadway conditions;

WHEREAS, based upon the results of the Transportation and Parking Office's study, the Traffic Board concurs with the recommendation of the Transportation and Parking Office to install stop signs on Parker Street at the intersection of Climax Street;

WHEREAS, the approved minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 99-016, thereby authorizing the Transportation Engineer to install stop signs on Parker Street at the intersection of Climax Street;

BE IT FINALLY RESOLVED that Traffic Control Order No. 99-016 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed.

By Council member Murphy

Carried Unanimously

**RESOLUTION #445
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the Transportation and Parking Office received a request from Ms. Debra Gibson of 2310 West Dunlap Street to investigate a sight distance and traffic control complaint at the intersection of Dunlap Street and Maloney Street;

WHEREAS, the request was referred to the Traffic Board;

install stop signs on Maloney Street at the intersection of Dunlap Street;

BE IT FINALLY RESOLVED that Traffic Control Order No. 99-018 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed.

By Council member Murphy

Carried Unanimously

**RESOLUTION #446
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the Transportation and Parking Office received a request to install stop signs at the intersection of Catherine Street and Dunlap Street;

WHEREAS, the request was referred to the Traffic Board;

WHEREAS, the Transportation and Parking Office staff conducted a study of the roadway conditions;

WHEREAS, based upon the results of the Transportation and Parking Office's study, the Traffic Board concurs with the recommendation of the Transportation and Parking Office to install stop signs on Catherine Street at the intersection of Dunlap Street;

WHEREAS, the approved minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 99-017, thereby authorizing the Transportation Engineer to install stop signs on Catherine Street at the intersection of Dunlap Street;

BE IT FINALLY RESOLVED that Traffic Control Order No. 99-017 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed.

By Councilmember Murphy

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 99-019, thereby authorizing the transportation Engineer to install a stop sign on Orchard Court at the intersection of Louisa Street;

BE IT FINALLY RESOLVED that Traffic Control Order No. 99-019 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate sign is installed.

By Councilmember Murphy

Carried Unanimously

**RESOLUTION #48
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

That the following FY2000 transfers be approved;

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$4,025	District Court Equipment 7601322019770000	Miscellaneous & Operating 7601322017410000

(Re classify expenses for work not treated as equipment; installation, configuration and testing of personal computers and related network.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$2,350	Estimated Revenue-General Fund 10101700010	Parks and Rec. Donations & Contributions 1017838107418800

(Donations for printing of Rivertrail brochure from LAP, Riverfront cycle, Comerica, Old Town Commercial Assoc. Commercial Blueprint, Blue Coyote, CATA, Playmakers. Revenue detail account 10165003.0)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$120,000	Estimated Revenue of Infrastructure 41001700010	Park Acquisition & Devel 410988390974000013021

(Proceeds from site rental for SBA Towers, Inc. Kircher and Parcel B are park properties Revenue detail account 410.0.6670000. Item per policy of 12/10/79)

Carried Unanimously

**RESOLUTION #47
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the Transportation and Parking Office received a request to install traffic control at the intersection of Louisa Street and Orchard Court;

WHEREAS, the request was referred to the Traffic Board;

WHEREAS, the Transportation and Parking Office staff conducted a study of the roadway conditions;

WHEREAS, based upon the results of the Transportation and Parking Office's study, the Traffic Board concurs with the recommendation of the Transportation and Parking Office to install a stop sign on Orchard Court at the intersection of Louisa Street;

WHEREAS, the approved minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$5,400	Estimated Revenue-Infrastructure 41001700010	Park Acquisition & Development 410988390970000013021

(Rental of site on western border of Reutter Park to Clark Construction associated with Consolidated Courts construction. Revenue detail account 410.0.667000.0)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$3,600	Infrastructure Fund-Estimated Revenue 41001700010	Park Acquisition and Devel 410933890974000013021

(Eas: Lansing has agreed to share 50/50 cost split for the Ranney Park Conceptual Plan. Approval of transfer authorizes expenditure of a like amount from the Park Acquisition and Development account for the Lansing share.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$8,064	Police Uniform Equipment 1013432519770000	Uniform Misc. & Oper 1013432517410000

(With reduced price per unit, handheld radar units no longer are within definition for equipment. Price allows nine units to be purchased rather than eight estimated in budget)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$200	Estimated Revenue-General Fund 10101700010	Police Donations & Contributions 1013432017418800

(Donation from Meridian Twp. for CARE (Capital Area Response Effort-crime victims program). Revenue detail account 101.0.675000.0.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$1,602	Recycling Fund Misc. & Oper Expenses 5974536887410000	Recycling Equipment 5974536889770000

(Computer to be replaced in lieu of upgrade for Y2K compliance.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$1,602	Public Svc. & MM Misc. & Oper 1014536117410000	Equipment 1014536119770000

(Computer to be replaced in lieu of upgrade for Y2K compliance.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$114,176.46	State-Fed Prog. LLE&G Misc & Oper 27334325174100017648	
\$1,649.09	Training 27334325174703217648	
\$17,263.21	Estimated Revenue	

Carried Unanimously

RESOLUTION #149
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
 That the following FY 99 transfers be approved;

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$200	Estimated Revenue-General Fund 10101700010	Parks & Rec. Donations and Grants 1017838107418800

(Donation from BWL for printing of a Rivertrail brochure. Revenue detail account 1017838107418800. Account is included for carry forward into FY 2000.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$56,787	Stormwater-NIPES Permit 2304536849733010	Interest: 2308700009820000

(SRF program change to no longer include capitalized interest as part of loans.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$40,000	PND Transportation Pkg Misc & Oper 5854536477410000	
\$45,000.07	Contractual Services 5854536477430000	
\$85,000.07		Interest 585453647982000012062

(Defeasance produced lesser savings over a longer time period than was included in original budget.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$57,245.53	Estimated Revenue Federal HOME grant program 26301700010	Building Rehab. P.I. 263932663975201009810

- I Bonds of the City are authorized to be issued in the aggregate principal sum of Three Million Dollars (\$3,000,000) (the "Bonds") for the purpose of paying part of the costs of acquiring and constructing the Project; including the costs incidental to the issuance, sale and delivery of the Bonds

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$114,176.46	State-Fed Prog. LLE&G Misc & Oper 27334325174100017648	
	27301700010	
\$133,088.76		Equipment LLE&G 27334325197700017648

(Revenue detail account 273067000017648. Funds must be encumbered by 9/30/1999. Will be used to purchase color laser printer for jail, modems/cable for patrol cars (14) and replacement/upgrades of laptop computers in cars (25).)

By Councilmember Meyer

(Year end accounting for actual receipts from program income. Most is dedicated for rehabilitation purposes per program guidelines. Revenue detail account 2630680107.)

By Councilmember Meyer

Carried Unanimously

RESOLUTION #450
City of Lansing
 Counties of Ingham and Eaton, State of Michigan
RESOLUTION AUTHORIZING ISSUANCE AND SALE OF
1999 UNLIMITED TAX GENERAL OBLIGATION BONDS

WHEREAS, the qualified electors of the City of Lansing, Counties of Ingham and Eaton, State of Michigan (the "City"), at the primary election held in the City on Tuesday, August 4, 1998, did by more than the required majority of those voting approve the following proposition:

FIRE DEPARTMENT FACILITIES BOND PROPOSAL

Shall the City of Lansing, Counties of Ingham and Eaton, Michigan, borrow the principal sum of not to exceed Seven Million Dollars (\$7,000,000) and issue its general obligation unlimited tax bonds therefor in one or more series for the purpose of acquiring, constructing, improving, renovating, furnishing, and equipping various new and existing facilities for use by the City's Fire Department and acquiring and improving the necessary sites therefor?

AND WHEREAS, it is the determination of the City Council that at this time the first series of unlimited tax general obligation bonds should be issued and sold in the aggregate principal sum \$3,000,000 for purpose of acquiring and constructing a portion of the facilities described the proposition (the "Project"); and

AND WHEREAS, Chapter III, Section 12(d) of Act 202, Public Acts of Michigan, 1943, as amended, permits a municipality to authorize, within limitations which shall be contained in the authorization resolution of the governing body, an officer to sell and deliver and receive payment for obligations, and to approve interest rates or methods for fixing interest rates, prices, discounts, maturities, principal amounts, denominations, dates of issuance, interest payment dates, redemption rights, place of delivery and payment, and other matters and procedures necessary to complete an authorized transaction.

NOW, THEREFORE, BE IT RESOLVED THAT:

The Finance Director or Deputy Finance Director of the City are hereby authorized to request an exception from prior approval to issue the Bonds from the

Michigan Department of Treasury ("Treasury") and to pay the fee relating

thereto or to apply for full prior approval if an exception therefrom is not available. The Finance Director or Deputy Finance Director of the City are further authorized to file a request for any waivers with respect to the Bonds with Treasury as may be necessary or convenient to accomplish the issuance and sale of the Bonds.

The Bonds shall be designated as the 1999 UNLIMITED TAX GENERAL OBLIGATION BONDS and shall consist of bonds in fully-registered form of the denomination of \$5,000, or integral multiples thereof not exceeding for each maturity the maximum principal amount of that maturity, numbered as determined by the Transfer Agent (as herein after defined). The Bonds shall bear interest, mature, and be payable at the times and in the manner set forth in the Notice of Sale for the Bonds set forth in Section 6 of this resolution (the "Notice of Sale"), provided, however, that if it is determined to be in the best interests of the City, the City's Finance Director, acting on advice of Stauder Barch & Associates, Inc., financial consultant to the City (the "Financial Consultant"), may revise the principal maturity schedule set forth in the Notice of Sale at the time of publication. The Bonds shall be dated as of November 1, 1999, or such later date as provided in the Notice of Sale as it may be revised at the time of publication.

The Bonds shall be subject to optional and mandatory redemption prior to maturity as provided in the Notice of Sale as it may be revised at the time of publication.

The Bonds may be issued in book-entry only form through The Depository Trust Company in New York, New York ("DTC") and either the Finance Director or the Deputy Finance Director is authorized to execute such custodial or other agreement with DTC as may be necessary to accomplish the issuance of the Bonds in book-entry only form, and to make such changes in the form of the Bonds within the parameters of this resolution as may be required to accomplish the foregoing.

Interest on the Bonds shall be payable to the registered owner of record as of

- 3. The Transfer Agent shall keep the books of registration for this issue on behalf of the City. Any Bond may be transferred upon such registration books by the registered owner of record, in person or by the registered owner's duly authorized attorney, upon surrender of the Bond for cancellation, accompanied by delivery of a duly executed written instrument of transfer in a form approved by the Transfer Agent. Whenever any Bond or Bonds shall be surrendered for transfer, the City shall execute and the Transfer Agent shall authenticate and deliver a new Bond or Bonds for like aggregate principal amount. The Transfer Agent shall require the payment by the bondholder requesting the transfer of any tax or other governmental charge required to be paid with respect to the transfer.

Unless waived by any registered owner of Bonds to be redeemed, official notice of redemption shall be given by the Transfer Agent on behalf of the City. Such notice shall be dated and shall contain at a minimum the following information: original issue date; maturity dates; interest rates; CUSIP numbers, if any; certificate numbers (and in the case of partial redemption) the called amounts of each certificate; the place where the Bonds called for redemption are to be surrendered for payment; and that interest on the Bonds or portions thereof called for redemption shall cease to accrue from and after the redemption date.

In addition, further notice shall be given by the Transfer Agent in such manner as may be required or suggested by regulations or market practice at the applicable time, but no defect in such further notice nor any failure to give all or any portion of such further notice shall in any manner defeat the effectiveness of a call for redemption if notice thereof is given as prescribed herein.

- 4. The City Treasurer is authorized and directed to open a separate depository or trust account with a bank or trust company to be designated as the 1999 UNLIMITED TAX GENERAL OBLIGATION BONDS DEBT RETIREMENT FUND (the "Debt Retirement Fund"). The moneys to be deposited into the Debt Retirement Fund will be specifically earmarked and

the 15th day of the month prior to the payment date for each interest payment. The record date of determination of registered owner for purposes of payment of interest as provided in this paragraph may be changed by the City to conform to market practice in the future. Interest shall be payable by check or draft drawn on the Transfer Agent mailed to the registered owner at the registered address, as shown on the registration books of the City maintained by the Transfer Agent. The principal of the Bonds shall be payable upon presentation and surrender of such Bonds to the Transfer Agent. Notwithstanding the foregoing, if the Bonds are held in book-entry form by DTC, payment shall be made in the manner prescribed by DTC.

Either the Finance Director or the Deputy Finance Director of the City is hereby authorized to appoint as transfer agent for this issue a bank or trust company located in

Michigan and qualified to act as bond registrar, paying agent and transfer agent (the "Transfer Agent"). Either the Finance Director or the Deputy Finance Director is hereby authorized to execute one or more agreements with the Transfer Agent on behalf of the City. The City reserves the right to replace the Transfer Agent at any time, provided written notice of such replacement is given to the registered owners of record of the Bonds not less than sixty (60) days prior to an interest payment date.

- 2. The Bonds of this issue shall be executed in the name of the City with the manual or facsimile signatures of the Mayor and Clerk of the City, and the corporate seal of the City shall be manually impressed or a facsimile thereof shall be printed on the Bonds. No Bond shall be valid until authenticated by an authorized representative of the Transfer Agent. The Bonds shall be delivered to the Transfer Agent for authentication and be delivered by the Transfer Agent to the purchaser or other person in accordance with instructions from the Finance Director or Deputy Finance Director.

used solely for the purpose of paying principal of and interest on the Bonds.

All proceeds from taxes levied for the Debt Retirement Fund shall be deposited into the Debt Retirement Fund as collected. Commencing with the year 2000, each year there shall be levied upon the tax rolls of the City for the purpose of the Debt Retirement Fund, in the manner required by the provisions of Act 202, Public Acts of Michigan, 1943, as amended, an amount sufficient so that the estimated collection therefrom will be sufficient to pay promptly, when due, the principal of and interest on the Bonds becoming due prior to the next annual tax levy; provided, however, that if at the time of making any such annual tax levy there shall be surplus moneys on hand in the Debt Retirement Fund for the payment of principal of and interest on the Bonds, then credit therefor may be taken against such annual levy for the Debt Retirement Fund.

- 5. The City Treasurer is authorized and directed to open a depository or trust account with a bank or trust company to be designated as the 1999 UNLIMITED TAX GENERAL OBLIGATION BONDS CONSTRUCTION FUND (the "1999 Construction Fund"). The City Treasurer shall deposit the proceeds of the Bonds into the 1999 Construction Fund, less accrued interest and premium, if any, which shall be deposited into the Debt Retirement Fund. The moneys in the 1999 Construction Fund shall be used solely to pay the costs of the Project and to pay the costs of issuance of the Bonds.
- 6. The Bonds shall be in substantially the following form with such revisions, additions and deletions as may be advisable or necessary to comply with the final terms of the Bonds established upon sale thereof;

United States of America
State of Michigan
Counties of Ingham and Eaton
CITY OF LANSING

1999 UNLIMITED TAX GENERAL OBLIGATION BOND

Interest Rate _____ Date of _____ Date of _____
Maturity Original Issue CUMIP
_____, % _____ 1 November 1, 1999

The CITY OF LANSING, Counties of Ingham and Eaton, State of Michigan (the "City"), for value received, hereby promises to pay to the Registered Owner specified above, or registered assigns, the Principal Amount specified above, in lawful money of the United States of America, on the Date of Maturity specified above, unless prepaid prior thereto as hereinafter provided, with interest thereon from the Date of Original Issue specified above or such later date to which interest has been paid, until paid, at the Interest Rate per annum specified above, first payable on May 1, 2000 and semiannually thereafter. Principal of this bond is payable at the office of _____, or such other transfer agent as the City may hereafter designate by notice mailed to the registered owner not less than sixty (60) days prior to an interest payment date (the "Transfer Agent"). Interest on this bond is payable to the registered owner of record as of the fifteenth (15th) day of the month preceding the interest payment date as shown on the registration books of the City kept by the Transfer Agent by check or draft mailed by the Transfer Agent to the registered owner of record at the registered address. For prompt payment of this bond, both principal and interest, the full faith, credit and resources of the City are hereby irrevocably pledged.

This bond is one of a series of bonds of even Date of Original Issue aggregating the principal sum of \$3,000,000, issued for the purpose of paying part of the costs of acquiring, constructing, improving, renovating, furnishing, and equipping various new and existing facilities for use by the City's Fire Department and acquiring and improving the necessary sites therefor and paying costs incidental to the issuance of the bonds in pursuance of approval of a ballot proposal by vote of the qualified electors of the City at a primary election duly called and held on August 4, 1998. The bonds of this series constitute the first series of a total authorized issue of \$7,000,000 approved under the ballot proposal.

Bonds of this issue maturing on or prior to May 1, 2010 are not subject to redemption prior to maturity.

Bonds or portions of bonds in multiples of \$5,000 of this issue maturing on or after May 1, 2011 shall be subject to redemption prior to maturity without a premium, at the option of the City, in such order as the City shall determine and within any maturity by lot, on any interest payment date on or after May 1, 2010, at par plus accrued interest to the date fixed for redemption. This bond is transferable only by the registered owner of record in person, or by the registered owner's attorney duly authorized in writing, upon the registration books of the City kept by the Transfer Agent. Upon the surrender of this bond together with a written instrument of transfer satisfactory to the Transfer Agent duly executed by the registered owner or the registered owner's attorney duly authorized in writing, a new registered bond or bonds in the same aggregate principal amount and of the same maturity shall be issued to the transferee in exchange therefor as provided in the resolution authorizing this bond and upon the payment of the charges, if any, therein prescribed.

This bond is payable out of the City's Debt Retirement Fund for this issue. The City is obligated to levy annually ad valorem taxes on all taxable property within its boundaries in an amount sufficient to provide for the payment of principal of and interest on this bond as it matures, without limitation as to rate or amount. It is hereby certified and recited that all acts, conditions and things required by law to be done, precedent to and in the issuance of this bond and the series of bonds of which this is one, exist and have been done and performed in regular and due form and time as required by law, and that the total indebtedness of the City, including this bond and the series of bonds of which this is one, does not exceed any constitutional, statutory, or charter debt limitation.

This bond is not valid or obligatory for any purpose until the Transfer Agent's

Registered _____ Owner: _____
Principal Amount: _____ (\$ _____) Dollars

(MANDATORY REDEMPTION)

The bonds maturing on _____ 1, _____ (the "Term Bonds") are subject to mandatory redemption in part, by lot, at par, plus accrued interest to the date of redemption without premium on 1 of each of the years and in the principal amounts set forth in the following schedule:

Term Bonds Due	Principal Amounts
_____	\$ _____
_____ (Maturity)	_____

The principal amount of Term Bonds to be redeemed shall be reduced, in the order determined by the City, by the principal amount of Term Bonds of the same maturity which have been previously redeemed (otherwise than as a result of a previous mandatory redemption requirement), or purchased or acquired by the City and delivered to the transfer agent for cancellation; provided, that each such Term Bond has not previously been applied as a credit against any mandatory redemption obligation.]

In case less than the full amount of an outstanding bond is called for redemption, the Transfer Agent upon presentation of the bond called in part for redemption shall register, authenticate and deliver to the registered owner a new bond in the principal amount of the portion of the original bond not called for redemption.

Notice of redemption shall be given to the registered owners of bonds to be redeemed by mailing of such notice not less than thirty (30) days prior to the date fixed for redemption to the registered owner at the address of the registered owner as shown on the registration books of the City. No further interest on bonds or portions of bonds called for redemption shall accrue after the date fixed for redemption, whether the bonds have been presented for redemption or not, provided the City has money available for such redemption.

Certificate of Authentication on this bond has been executed by the Transfer Agent.

IN WITNESS WHEREOF, the City of Lansing, Counties of Ingham and Eaton, State of Michigan, by its City Council, has caused this bond to be signed in the name of the City by [the facsimile signatures of its Mayor and Clerk, and a facsimile of its corporate seal shall be [manually impressed/printed] hereon, all as of the Date of Original Issue.

CITY OF LANSING
Counties of Ingham and Eaton
State of Michigan

[manual or facsimile signature
By _____
Its Mayor

[manual or facsimile signature
By _____
Its Clerk

[SEAL]

(Form of Transfer Agent's Certificate of Authentication)

CERTIFICATE OF AUTHENTICATION

This bond is one of the bonds described in the within mentioned resolution.

Michigan,

Transfer Agent

DATE OF REGISTRATION:

[Bond printer to insert form of assignment]

- 7. Upon receipt from the Michigan Department of Treasury of an order granting exception from prior approval for the issuance of the Bonds, or an order of prior approval, either the Finance Director or Deputy Finance Director shall, in consultation with the Financial Consultant, fix a date of sale for the Bonds, approve circulation of a Preliminary Official Statement describing the Bonds, and publish the Notice of Sale of the Bonds in either *The Bond Buyer*, New York, New York, or *The Detroit Legal News*, Detroit, Michigan. The Notice of Sale for the Bonds shall be in substantially the following form, with such revisions as either the Finance Director or Deputy Finance Director may determine to be in the best interests of the City in consultation with Miller, Canfield, Paddock and Stone, P.L.C., ("Bond Counsel"), and the Financial Consultant.

YEAR	AMOUNT	YEAR	AMOUNT
2002	\$ 50,000	2011	\$ 175,000
2003	125,000	2012	175,000
2004	140,000	2013	175,000
2005	145,000	2014	200,000
2006	150,000	2015	200,000
2007	155,000	2016	200,000
2008	160,000	2017	200,000
2009	175,000	2018	200,000
2010	175,000	2019	200,000

TERM BOND OPTION: Bidders shall have the option of designating the bonds maturing from May 1, 2012 through the final maturity as serial bonds or term bonds or both. If a bidder designates bonds as term bonds, the principal requirements shown above for the designated years shall present an mandatory redemption requirement for a term bond or a term bond maturity as designated by the bidder. In any event, the above principal amounts shall be represented by either serial bond maturities or mandatory redemption requirements or a combination of both. If the winning bidder does not designate bonds as term bonds, then the maturities shown above shall be serial maturities. Any such designation must be made within 24 hours of the opening of bids for the bonds.

If the term bond option is selected, then the principal amount of the term bonds of a maturity to be redeemed on the dates set forth above may be reduced by the principal amount of the term bonds of the same maturity which have been previously redeemed or called for redemption (other than as a result of a mandatory redemption) or purchased or acquired by the City and delivered to the transfer agent. The City may satisfy mandatory redemption requirements by the purchase and surrender of term bonds in lieu of the calling of such term bonds for redemption.

OPTIONAL PRIOR REDEMPTION: The bonds maturing on or before May 1, 2010 are not subject to redemption prior to maturity.

Bonds or portions of bonds in multiples of \$5,000 maturing on or after May 1, 2011 shall be subject to redemption without a premium, at the option of the City, in such order as the City shall determine and within any maturity by lot, on any

TRANSFER AGENT AND REGISTRATION: Principal shall be payable at _____, Michigan, or such other transfer agent as the City may hereafter designate by notice mailed to the registered owner of record not less than 60 days prior to any interest payment date. As long as The Depository Trust Company or its nominee, Cede & Co., is the bondholder, payments will be made directly to DTC.

OFFICIAL NOTICE OF SALE

\$3,000,000

CITY OF LANSING

Counties of Ingham and Eaton, State of Michigan

1999 UNLIMITED TAX GENERAL OBLIGATION BONDS

SEALED BIDS: for the purchase of the above bonds will be received by the undersigned at the City Finance Department located on the 8th floor of the Lansing City Hall, 124 W. Michigan Ave., Lansing, Michigan 48933 on _____ day, _____, 1999, until _____ o'clock _____ m., prevailing Eastern Time, at which time and place said bids will be publicly opened and read. Sealed bids will also be received on the same date and until the same time by an agent of the undersigned at the office of the Municipal Advisory Council of Michigan, 1445 First National Building, Detroit, Michigan 48226, when, simultaneously, the bids will be opened and read. The City will award or reject bids on that date.

BOND DETAILS: The bonds will be registered bonds of the denomination of \$5,000 or integral multiples thereof not exceeding for each maturity the maximum principal amount of that maturity, originally dated November 1, 1999, and will bear interest from their date payable on May 1, 2000, and semiannually thereafter.

The bonds will mature on May 1 of each year, as follows:

PRINCIPAL

interest: payment date on or after May 1, 2010, at par and accrued interest to the date fixed for redemption.

PRINCIPAL

Notice of redemption of any bond or portion thereof shall be given by the transfer agent at least thirty (30) days prior to the date fixed for redemption by mail to the registered owner at the registered address shown on the registration books kept by the transfer agent. Bonds shall be called for redemption in multiples of \$5,000 and any bond of a denomination of more than \$5,000 shall be treated as representing the number of bonds obtained by dividing the denomination of the bond by \$5,000 and such may be redeemed in part. Notice of redemption for a bond redeemed in part shall state that upon surrender of the bond to be redeemed a new bond or bonds in aggregate principal amount equal to the unredeemed portion of the bonds surrendered shall be issued to the registered owner thereof. No further interest on a bond or portion thereof called for redemption shall accrue after the date fixed for redemption, whether presented for redemption or not, provided funds are on hand with the transfer agent to redeem the bond or portion thereof.

INTEREST RATE AND BIDDING DETAILS: The bonds shall bear interest at a rate or rates not exceeding 7.00% per annum, to be fixed by the bids therefor, expressed in multiples of 1/8 or 1/20 of 1%, or both. The interest on any one bond shall be at one rate only and all bonds maturing in any one year must carry the same interest rate. The difference between the highest and lowest interest rate on the bonds shall not exceed two percent (2%) per annum. THE INTEREST RATE BORNE BY BONDS MATURING IN ANY ONE YEAR SHALL NOT BE LESS THAN THE INTEREST RATE BORNE BY BONDS MATURING IN THE RESPECTIVE PRECEDING YEAR. No proposal for the purchase of less than all of the bonds or at a price less than 99% of their par value will be considered.

BOOK-ENTRY ONLY: The bonds will be issued in book-entry-only form as one fully registered bond per maturity and will be registered in the name of Cede & Co., as bondholder and nominee for The Depository Trust Company ("DTC"), New York, New York. DTC will act as securities depository for the bonds. Purchase of the bonds will be made in book-entry only form, in the denomination of \$5,000 or any integral multiple thereof. Purchasers will not receive certificates representing their interest in bonds purchased. The book-entry-only system is described further in the preliminary Official Statement for the bonds.

Disbursement of such payments to the DTC Participants is the responsibility of DTC and disbursement of such payments to the beneficial owners of the bonds is the responsibility of the DTC Participants and Indirect Participants as described in the preliminary official statement for the bonds. Interest shall be paid by check or draft mailed to the registered owner of record as shown on the registration books kept by the

transfer agent as of the 15th day of the month prior to an interest payment date. The bonds will be transferred only upon the registration books of the City kept by the transfer agent.

PURPOSE AND SECURITY: The bonds were authorized by approval of a ballot proposal at an election held on August 4, 1998, and are issued for the purpose of paying part of the costs of acquiring, constructing, improving, renovating, furnishing, and equipping various new and existing facilities for use by the City's Fire Department and acquiring and improving the necessary sites therefor and paying costs incidental to the issuance of the bonds. The bonds of this series constitute the first series of a total authorized issue of \$7,000,000 approved under the ballot proposal. The bonds will pledge the full faith and credit of the City of Lansing for payment of the principal and interest thereon and will be payable from ad valorem taxes which may be levied without limitation as to rate or amount. The rights or remedies of bondholders may be affected by bankruptcy, insolvency, fraudulent conveyance or other laws affecting creditors' rights generally, now existing or hereafter enacted, and by the application of general principles of equity including those relating to equitable subordination.

TAX MATTERS: In the opinion of bond counsel, assuming compliance with certain covenants, interest on the bonds is excluded from gross income for federal income tax purposes as described in the opinion, and the bonds and interest thereon are exempt from all taxation in the State of Michigan except inheritance and estate taxes and taxes on gains realized from the sale, payment or other disposition thereof. The successful bidder will be required to furnish, prior to the delivery of the bonds, a certificate in a form acceptable to bond counsel as to the "issue price" of the bonds within the meaning of Section 1273 of the Internal Revenue Code of 1986, as amended.

NOT BANK QUALIFIED: The bonds are not qualified tax exempt obligations for purposes of deduction of interest expense by financial institutions.

GOOD FAITH: A certified or cashier's check drawn upon an incorporated bank or **LEGAL OPINION:** Bids shall be conditioned upon the approving opinion of Miller, Canfield, Paddock and Stone, P.L.C., attorneys of Lansing and Detroit, Michigan, the original of which opinion will be furnished without expense to the purchaser of the bonds at the delivery thereof. The fees of Miller, Canfield, Paddock and Stone, P.L.C., for services rendered in connection with such approving opinion are expected to be paid from bond proceeds. Except to the extent necessary to issue its approving opinion as to the validity of the above bonds, Miller, Canfield, Paddock and Stone, P.L.C. has not been requested to examine or review and has not examined or reviewed any financial documents, statements or materials that have been or may be furnished in connection with the authorization, issuance or marketing of the bonds, and accordingly will not express any opinion with respect to the accuracy or completeness of any such financial documents, statements or materials. In submitting a bid for the bonds, the bidder agrees to the representation of the City by Miller, Canfield, Paddock and Stone, P.L.C. as bond counsel.

DELIVERY OF BONDS: The City will furnish executed bonds at its expense. Bonds will be delivered without expense to the purchaser at DTC in New York, New York. The usual closing documents, including a certificate that no litigation is pending affecting the issuance of the bonds, will be delivered at the time of delivery of the bonds. If the bonds are not tendered for delivery by twelve o'clock noon, prevailing Eastern Time, on the 45th day following the date of sale, or the first business day thereafter if said 45th day is not a business day, the successful bidder may on that day, or any time thereafter until delivery of the bonds, withdraw his proposal by serving notice of cancellation, in writing, on the undersigned in which event the City shall promptly return the good faith deposit. Payment for the bonds shall be made in immediately available funds. Accrued interest to the date of delivery of the bonds shall be paid by the purchaser at the time of delivery.

BOND INSURANCE AT PURCHASER'S OPTION: If the bonds qualify for issuance of any policy of municipal bond insurance or commitment therefor at the option of the bidder/purchaser, the purchase of any such insurance policy or the issuance of any such commitment shall be at the option and expense of the purchaser of the bonds. Any increased costs of issuance of the bonds resulting from such purchase of insurance shall be paid by the purchaser, except that, if the City has requested and received a rating on the bonds from a rating agency, the City will pay for the requested rating. Any other rating agency fees shall be the responsibility of the purchaser. **FAILURE OF THE MUNICIPAL BOND INSURER TO ISSUE THE POLICY AFTER THE BONDS**

trust company or a Financial Surety Bond in the amount of \$60,000 and payable to the order of the City Treasurer is required for each bid as a guarantee of good faith on the part of the bidder, to be forfeited as a portion of the City's damages if such bid be accepted and the bidder fails to take up and pay for the bonds. If a check is used, it must accompany each bid. If a Financial Surety Bond is used, it must be from an insurance company licensed to issue such a bond in the State of Michigan and such bond must be submitted to the City's Financial Consultant prior to the opening of the bids. The Financial Surety Bond must identify each bidder whose good faith deposit is guaranteed by such Financial Surety Bond. If the bonds are awarded to a bidder utilizing a Financial Surety Bond, then that purchaser (the "Purchaser") is required to submit its good faith deposit to the City or the City's Financial Consultant in the form of a cashier's check (or wire transfer such amount as instructed by the City or its Financial Consultant) not later than Noon, prevailing Eastern Time, on the next business day following the award. If such good faith deposit is not received by that time, the Financial Surety Bond may be drawn by the City to satisfy the good faith deposit requirement. The good faith deposit will be applied to the purchase price of the bonds. In the event the Purchaser fails to honor its accepted bid, the good faith deposit will be retained by the City. No interest shall be allowed on the good faith check and checks of the unsuccessful bidders will be returned to each bidder's representative or by mail. The good faith check of the successful bidder will be cashed and payment for the balance of the purchase price of the bonds shall be made at the closing.

AWARD OF BONDS: The bonds will be awarded to the bidder whose bid produces the lowest interest cost computed by determining, at the rate or rates specified in the bid, the total dollar value of all interest on the bonds from 1, 1999, to their maturity and adding thereto any discount or deducting therefrom any premium. In the event a bidder elects to designate bonds as term bonds, the lowest interest cost shall be computed by applying the interest rate of each mandatory sinking fund redemption for such term bonds.

HAVE BEEN AWARDED TO THE PURCHASER SHALL NOT CONSTITUTE CAUSE FOR FAILURE OR REFUSAL BY THE PURCHASER TO ACCEPT DELIVERY OF THE BONDS FROM THE CITY.

CUSIP NUMBERS: It is anticipated that CUSIP identification numbers will be printed on the bonds, but neither the failure to print such numbers on any bonds nor any error with respect thereto shall constitute cause for a failure or refusal by the purchaser thereof to accept delivery of and pay for the bonds in accordance with terms of the purchase contract. All expenses in relation to the printing of CUSIP numbers on the bonds shall be paid for by the City, provided, however, that the CUSIP Service Bureau charge for the assignment of such numbers shall be the responsibility of and shall be paid for by the purchaser.

CONTINUING DISCLOSURE: As described more fully in the Official Statement, the City will execute and deliver prior to delivery of the bonds a written continuing disclosure undertaking in order to enable the underwriters of the bonds to comply with the requirements of Rule 15c2-12 promulgated by the Securities and Exchange Commission agreeing that the City will provide, or cause to be provided, (i) on or prior to the last day of the sixth month after the end of the fiscal year of the City, commencing with the fiscal year ended June 30, 1999, certain annual financial information and operating data, including audited financial statements for the preceding fiscal year, generally consistent with the information contained or cross-referenced in the Official Statement relating to the bonds, (ii) timely notice of the occurrence of certain material events with respect to the bonds and (iii) timely notice of a failure by the City to provide the required annual financial information on or before the date specified in (i) above.

FURTHER INFORMATION: Further information may be obtained from Stauder, Barch & Associates, Inc., 3989 Research Park Drive, Ann Arbor, Michigan 48106. Telephone: (734) 668-6688.

OFFICIAL STATEMENTS: Stauder, Barch & Associates, Inc. will provide the winning bidder with a reasonable number of final official statements within 7 business days from the date of sale to permit the purchaser to comply with Securities and Exchange Commission Rule 15c2-12. Additional copies of the official statement will be supplied by Stauder, Barch & Associates, Inc. upon request and agreement by the purchaser to pay the cost of additional copies. Request for additional copies should be made to Stauder, Barch & Associates, Inc. within 24 hours of the date of sale.

THE RIGHT IS RESERVED TO REJECT ANY OR ALL BIDS.

ENVELOPES containing the bids should be plainly marked "Proposal for General Obligation Bonds."

- 8. The City hereby agrees to enter into a Continuing Disclosure Undertaking Agreement (the "Continuing Disclosure Undertaking Agreement") in order to enable the underwriters of the Bonds to comply with the requirements of Rule 15c2-12 promulgated by the Securities and Exchange Commission. In the Continuing Disclosure Undertaking Agreement, the City shall agree to provide or cause to be provided, (i) certain annual financial information and operating data, including audited financial statements for the preceding fiscal year, (ii) timely notice of the occurrence of certain material events with respect to the Bonds, and (iii) timely notice of a failure by the City to provide the required annual financial information on or before the date required in the Continuing Disclosure Agreement. Either the Finance Director or Deputy Finance Director is authorized to execute and deliver the Continuing Disclosure Undertaking Agreement on behalf of the City in substantially the form which the Finance Director shall, in consultation with Bond Counsel, determine to be appropriate.
- 9. The City shall not invest, reinvest, or accumulate any moneys deemed to be proceeds of the Bonds pursuant to the Internal Revenue Code of 1986, as amended (the "Code"), in such a manner as to cause the Bonds to be "arbitrage bonds" within the meaning of the Code. The City hereby covenants that, to the extent permitted by law, it shall take all actions within its control and that it shall not fail to take any action necessary to maintain the exclusion of the interest on the Bonds from adjusted gross income for general federal income tax purposes under the Code, including, but not limited to, actions relating to the rebate of arbitrage earnings, if applicable, and the expenditure of investment of Bond proceeds and moneys deemed to be Bond proceeds, all as more fully set forth in the Non-Arbitrage and Tax Compliance Certificate to be delivered by the City with respect to the Bonds.
- 10. The estimated period of usefulness of the facilities to be constructed and acquired with proceeds of the Bonds is hereby declared to be not less than 20 years. The total costs of construction and acquisition of such facilities is estimated to be not less than Three Million Dollars (\$3,000,000).
- 11. Stauder, Barch, and Associates, Inc. is hereby retained to act as Financial Consultant for the Bonds.

I hereby certify that the foregoing is a true and complete copy of a resolution duly adopted by the City Council of the City of Lansing, Counties of Ingham and Eaton, Michigan, at a regular meeting held on September 27, 1999, at 7:00 P.M. prevailing Eastern Time, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act 267.

I further certify that the following Members were present at said meeting: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy, and that the following Members were absent: None

I further certify that Councilmember Meyer moved for adoption of said resolution.

I further certify that the following Members voted for adoption of said resolution: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy, and that the following Members voted against adoption of said resolution: None.

Marilynn Slade,
City Clerk

RESOLUTION #451
RESOLVED BY THE CITY COUNCIL OF

Marilynn Slade, Clerk
City of Lansing
Counties of Ingham and Eaton, Michigan

- 12. The Finance Director, or, in his absence, the Deputy Finance Director, is hereby authorized on behalf of the City, subject to the provisions and limitations of this resolution, to award sale of the Bonds to the bidder whose bid produces the lowest interest costs computed in compliance with the terms of the Notice of Sale, which bid shall comply with the requirements for bids specified in the Notice of Sale and shall be within the limitations contained in this resolution.
- 13. The Bonds shall bear interest at a rate or rates not exceeding 7.00% per annum. The purchase price for the Bonds, exclusive of any original issue discount, shall not be less than 99% of the principal amount of the Bonds. In making such determinations either the Finance Director or Deputy Finance Director is authorized to rely upon data and computer runs provided by the Municipal Advisory Council or the Financial Consultant.
- 14. After awarding sale of the Bonds, either the Finance Director or Deputy Finance Director is authorized to prepare, execute and deliver a final Official Statement describing the Bonds.
- 15. The officers, administrators, agents and attorneys of the City are authorized and directed to take all other actions necessary and convenient to facilitate issuance, sale, and delivery of the Bonds and expenditure of Bond proceeds, and to execute and deliver all other agreements, documents and certificates and to take all other actions necessary or convenient to complete the issuance, sale, and delivery of the Bonds and expenditure of Bond proceeds in accordance with this resolution, including appropriation and transfer of Bond proceeds as appropriate, and payment of costs of issuance including Bond Counsel fees, Financial Consultant fees, rating agency fees, costs of printing the Bonds and the preliminary and final official statements, publication of the Notice of Sale, and any other costs necessary to accomplish sale and delivery of the Bonds.
- 16. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

By Councilmember Meyer

Carried Unanimously

THE CITY OF LANSING

WHEREAS, the City Council approved making a grant application for the Fenner Land Acquisition by Resolution #280 of April 24, 1995; and

WHEREAS, the Lansing City Council passed Resolution #530 of November 12, 1996 agreeing to the grant agreement received from the Michigan Department of Natural Resources for the acquisition of the property, located at 2500 East Mount Hope Avenue; and

WHEREAS, pursuant to that authorization, the Administration has engaged in negotiations with the owner of the property to acquire the site; and

WHEREAS, the Agreement of Purchase and Sale offer provides for a cash payment by the City for the real property, fixtures and business (including goodwill), and has been signed and presented to the City by the owner; and

WHEREAS, it is necessary for the City Council to approve the transaction including the real property purchase;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council authorize the acquisition of the property, located at 2500 East Mount Hope Avenue, which property is legally described in the Title as:

A parcel of land described as: Beginning at a point in the East Mt. Hope Avenue approximately 1433.5 feet East of the Northwest corner of said Section 26; thence South 660 feet; thence East 660 feet; thence North 660 feet; thence West 660 feet to place of beginning; being a part of the Northeast 1/4 of the Northwest 1/4 of Section 26, T4N, R2W, City of Lansing, Ingham County, Michigan.

for the purchase price of \$550,000 UTILIZING STATE OF MICHIGAN GRANT FUNDS IN THE AMOUNT OF \$360,000.00 FOR ACQUISITION AND RELOCATION COSTS, plus relocation costs as required by the grant and according to the terms of the Agreement of Purchase and Sale signed by the owner.

BE IT FURTHER RESOLVED that the Administration is authorized to utilize the parkland acquisition and development account (410933890970000013021) up to \$75,000 to provide sufficient funding to complete the property acquisition.

BE IT FURTHER RESOLVED that, once acquired, the property be dedicated as park land and incorporated with the Fenner Nature Center property.

BE IT FURTHER RESOLVED that it is the intent of the City to remove the structures at a future date

YEAS: Councilmembers Allen, Beal, Leeman

NAYS: Councilmembers Adado, Bauer, Benavides, Meyer, Murphy

Debate on the motion to approve as amended continued

COUNCILMEMBER BAUER'S MAIN MOTION WITH FRIENDLY AMENDMENT WAS APPROVED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Allen, Bauer, Beal, Benavides, Leeman, Meyer

NAYS: Councilmembers Adado, Murphy

COUNCILMEMBER BEAL LEFT THIS MEETING OF THE LANSING CITY COUNCIL AT 9:40 PM. AND WAS EXCUSED BY COUNCIL PRESIDENT BENAVIDES

RESOLUTION #452
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, IAGF Associates, 3600 Dunkel Road, has obtained the appropriate signatures to transfer ownership from Harley Hotels, Inc.; and

WHEREAS, the Committee of the Whole reviewed and executed the forms and the request: on September 27, 1999; and

WHEREAS, the Committee of the Whole approved the transfer of the Class B-Hotel License with Dance Permit to IAGF Associates, 3600 Dunkel Road;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council hereby concurs with the recommendation of the Committee of the Whole to approve the transfer of the Class B-Hotel License with Dance Permit to IAGF Associates; and

BE IT FURTHER RESOLVED, the City Clerk is requested to notify IAGF Associates of the approval by the City Council.

By Councilmember Bauer

Carried Unanimously

RESOLUTION #453
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF

Resolved by the City Council of the City of Lansing that the Ordinance providing that

BE IT FINALLY RESOLVED that the Mayor is authorized to sign and execute all necessary documents to effectuate the aforesaid transaction, subject to their prior approval as to form by the City Attorney.

By Councilmember Bauer

To accept a friendly amendment proposed by Councilmember Beal to amend the resolution in the last sentence of the "NOW THEREFORE, BE IT RESOLVED" clause by adding the following language after \$350,000:

"UTILIZING STATE OF MICHIGAN GRANT FUNDS IN THE AMOUNT OF \$360,000.00 FOR ACQUISITION AND RELOCATION COSTS", and to place an affirmative roll on the resolution as amended

FOLLOWING LENGTHY DEBATE ON THE MOTION, THE FOLLOWING MOTION WAS MADE:

By Councilmember Allen

To call the question on the motion to a vote

MOTION FAILED BY THE FOLLOWING VOTE:

THE CITY OF LANSING

WHEREAS, IAGF Operating Associates, 3600 Dunkel Road, has obtained the appropriate signatures to transfer ownership from IAGF Associates; and

WHEREAS, the Committee of the Whole reviewed and executed the forms and the request: on September 27, 1999; and

WHEREAS, the Committee of the Whole approved the transfer of the Class B-Hotel License with Dance Permit to IAGF Operating Associates, 3600 Dunkel Road;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council hereby concurs with the recommendation of the Committee of the Whole to approve the transfer of the Class B-Hotel License with Dance Permit to IAGF Operating Associates; and

BE IT FURTHER RESOLVED, the City Clerk is requested to notify IAGF Operating Associates of the approval by the City Council.

By Councilmember Bauer

Carried Unanimously

ORDINANCES FOR INTRODUCTION

There were no Ordinances for Introduction

ORDINANCES FOR PASSAGE

BY COUNCILMEMBER ADADO

That we move to the passage of Ordinances

CARRIED UNANIMOUSLY

BY COUNCILMEMBER ADADO

That the Ordinance when read by its title for a second time, be considered as read in full

CARRIED UNANIMOUSLY

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

BY COUNCILMEMBER ADADO

the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the

rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-10-99, 327 S. Walnut, be placed on order of immediate passage.

CARRIED UNANIMOUSLY

BY COUNCILMEMBER ADADO

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-10-99, 327 S. Walnut, be now passed

YEAS: Councilmembers Adado, Allen, Benavides, Leeman, Meyer, Murphy

NAYS: Councilmembers Bauer, Beal

ABSENT: None

By Councilmember Adado

That this ordinance, being necessary for the immediate preservation of the public peace, health, or safety, shall take effect upon its passage

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

NAYS: 1 (Councilmember Beal dissenting)

ORDINANCE #2442

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification on the property described as follows:

Resolved by the City Council of the City of Lansing that an Ordinance Amending the Code of Ordinances of the City of Lansing by Amending Chapter 688 by Providing for the Repeal of Section 688.06 for the Purpose of Repealing the Ban on Female Box Elder Trees, be now passed.

YEAS: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: None

ORDINANCE #1007

AN ORDINANCE REPEALING SECTION NUMBER 688.08 OF THE CODIFIED ORDINANCES, FEMALE BOX ELDER TREES, IN ITS ENTIRETY.

THE CITY OF LANSING ORDAINS:

Section 1. That section number 688.08 of the Lansing Codified Ordinances, entitled *Female box elder trees* is hereby REPEALED in its entirety.

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules

Case Number: Z-10-99, 327 S. Walnut Street

Parcel Number: PPN 3301-16-326.011

Legal Description: LOT 7 AND SOUTH 1/2 OF LOT 8, BLOCK 126,

ORIGINAL PLAT OF LANSING, SUBJECT TO THE DRIVEWAY EASEMENT RIGHTS AS GRANTED BY THE DOCUMENT IN L. 1329 P. 915, INGHAM COUNTY DEEDS, AND SUBJECT TO ANY AND ALL OTHER EASEMENTS AND RESTRICTIONS OF RECORD, IF ANY.

from "E-2" Local Shopping District to "G-1" Business District.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from its passage unless given immediate effect by the City Council.

Given immediate effect by motion of Councilmember Adado.

MARILYNN SLADE, CITY CLERK

By COUNCILMEMBER BEAL

That the Ordinance when read be considered as read in its entirety.

CARRIED UNANIMOUSLY

BY THE COMMITTEE ON PUBLIC SERVICES

By COUNCILMEMBER BEAL

Resolved by the City Council of the City of Lansing that an Ordinance Amending the Code of Ordinances of the City of Lansing by Amending Chapter 688 by Providing for the Repeal of Section 688.06 for the Purpose of Repealing the Ban on Female Box Elder Trees, be placed on order of immediate passage.

CARRIED UNANIMOUSLY

BY THE COMMITTEE ON PUBLIC SERVICES

By COUNCILMEMBER BEAL

inconsistent with these provisions are repealed.

Section 3. Should any section, clause or phrase of this ordinance be declared to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part other than the part so declared to be invalid.

Section 4. This ordinance shall take effect on the 30th day after enactment unless given immediate effect by the City Council.

MARILYNN SLADE, CITY CLERK

OTHER BUSINESS

Public Comment on City Related Matters

Eugene Buckley of N. Hayford spoke regarding the cleanup of the brownfield area that is encompassed by the Motor Wheel Property. Motor Wheel left town and took their profits and their jobs and left Lansing with the cleanup project. They should be the ones cleaning this up, not the tax payers. This is just another campaign contributor that we are doing a favor for.

Willy Williams of 505 W. Lenawee noted that Everett High School has won their last two football games in a row. He displayed copies of voting records of candidates who

will be on the November general election ballots

Frank Curtis "X", no address given, said that the people of the Third Ward want some of the money from the Rainy Day fund spent on them. He stated his objections to designer clothing being marketed to our youth.

Beverly Miller of 413 Pearl St. asked what kind of requirements Council has for notice to the public. City Attorney Smierka explained the open meetings act to her. Ms. Miller spoke regarding the failure of the W.C. Grace company's failure to clean up the brownfield they helped to create. She said that the City cannot enforce the decibel limitations that they put on the chiller facility, because they do not have a decibel metre.

Charlene Decker of 2711 Pleasant Grove protested the adoption of the chiller facility, because it was not on the agenda. It was a late item. She would have spoken on it, if it had been on the agenda. This action is not for the good of the City. It is a slap in the face to the businesses of this town.

Russell Terry of 121 W. Mt. Hope stated his support for the construction of an extreme sports park in the City.

John Beatly said that He has a Church at 215 S. Capitol Ave. He said that most people only want truth, justice and a fair chance.

COMMITTEE REPORTS
RESOLUTION #454
REPORT OF COMMITTEE
RESOLUTION #455
REPORT OF COMMITTEE

THE PUBLIC SERVICES COMMITTEE, to whom was referred the request by the Department of Parks and Recreation to amend Chapter 688 of the Code of Ordinances of the City of Lansing Michigan for the purpose of repealing the ban on female box elder trees;

REPORTS AS FOLLOWS: The Committee after listening to testimony from the City Forester approved the amendments to Chapter 688 of the Code of Ordinances of the City of Lansing Michigan for the purpose of repealing the ban on female box elder trees.

Signed: Ellen Beal, Chairperson
Sandy Allen
Tony Benavides

BY COUNCIL MEMBER BEAL

That the Report of the Committee be received.

CARRIED UNANIMOUSLY

September 27, 1999

CITY OFFICER & BOARD REPORTS

1. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

2. Letter from Economic Development Corporation providing Notice of a Planning Board Hearing in Consideration of Lansing Brownfield Redevelopment Authority Plan #2 to be held on Tuesday, October 5, 1999 in City Council Chambers

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

3. Letters from the Mayor re:

a. Appointment of Steve Miller, Garry Goolsby and Andrew Fredrick to the Alaie don Township Citizens Advisory Committee for Terms To Expire June 30, 2002
REFERRED TO THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS

THE DEVELOPMENT AND PLANNING COMMITTEE to whom was referred Z-10-99, the proposed ordinance to rezone 327 S. Walnut from "E-2" Local Shopping District to "G-1" Business District.

The Committee thoroughly reviewed the proposal and the concerns raised by the proponents and opponents of the rezoning.

REPORTS AS FOLLOWS: The Committee recommends Z-10-99, the proposed ordinance to rezone 327 S. Walnut from "E-2" Local Shopping District to "G-1" Business District.

Signed, Lou Adado, Chairperson
Sandy Allen
Tony Benavides

BY COUNCIL MEMBER ADADO

That the Report of the Committee be received

CARRIED UNANIMOUSLY

September 27, 1999

b. SLU-10-99; Special Land Use for Parking Lot at the NE Corner of Washington & Washtenaw St.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

c. Establishment of Krentel Block Historic District 1000-1006 S. Washington Ave., and Appointment of Krentel Historic District Study Committee Members

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

d. ACT 16-99; 1100 Block of Race and Factory Streets; Acquisition of Property for Parking Lot Expansion

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

e. Z-02-98; 1131 & 1133 Race St.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

f. Administrative and Executive Transfers

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

g. Amendment to Property Sale Agreement for Lot 4 of RE. Olds Flat

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

h. Donation of Property by Summit Steel Development Co. LLC to facilitate the extension of the Pudden Access Street North of May St. to Oakland Ave.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

i. Transfer of Funds; Public Service Dept., Planning Dept.

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

j. Public Improvement II, III, IV; Sanitary Sewer Extension to 5812 S. Cedar St.

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

k. Authorization for Installment Purchase Financing of Technological Equipment for Lansing Entertainment and Public Facilities Authority (IEPPA)

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE
1 Eastside Neighborhood Summit Project Housing Ambassadors' Marketing
Materials Distribution Strategies

RECEIVED AND PLACED ON FILE

m. Lansing Regional Sister Cities Commission Global News & Views Publication

RECEIVED AND PLACED ON FILE

n. Eastside Neighborhood Organization Newsletter

RECEIVED AND PLACED ON FILE

o. Capital Area Response Effort (CARE) Domestic Violence Response Team
Announcement of Expansion Celebration

RECEIVED AND PLACED ON FILE

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the
proper referrals be made by President Benavides

Carried unanimously

1. Letter from Cindy and Charles Pakkala of 1925 Reo Rd. regarding traffic hazards on
Reo Rd.

REFERRED TO THE MAYOR, THE TRAFFIC BOARD AND THE PUBLIC
SAFETY COMMITTEE

2. Petition signed by 62 Residents in the Reo Rd. area requesting Traffic Control
Measures on Reo Rd. to control speeding traffic on Reo Rd.

REFERRED TO THE MAYOR, THE TRAFFIC BOARD AND THE PUBLIC
SAFETY COMMITTEE

3. Letter from the Ingham Intermediate School District submitting the 1999 Tax Rate
Request, Winter Debt Levy and Summary of Summer Sinking Fund Levy for Winter
Tax Collections for Kalamazoo Public Schools

REFERRED TO THE CITY ASSESSOR

4. Letter from the Ingham Intermediate School District submitting the 1999 Tax Rate
Request and 1999 Summary of Winter Debt Levy for Winter Tax Collection for Holt
MacLennan, ADE, CITY CLERK

INTERNAL AUDITOR

Public Schools

REFERRED TO THE CITY ASSESSOR

5. Notice from the State of Michigan Public Service Commission of a Public Hearing
for the Customers of Consumers Energy Co. Case #U-1209 S to be held on October 5,
1999

RECEIVED AND PLACED ON FILE

6. Suspension item from Councilmember Murphy; a letter from Sheree Watson of
1412 W. Allegan regarding an odor near the Parking Lot at Sexton High School during
a football game

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

7. Suspension item from Councilmember Murphy; a letter from Mary Hauser, no
address given, regarding problems with rental property located at 801 N. Chesnut

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

COUNCILMEMBERS COMMENTS

Councilmember Adado announced the cancellation of the Development and Planning
Committee scheduled for Tomorrow at 8:00 A.M.

Councilmember Bauer asked any citizen who has concerns about the next budget year
to contact their Councilmember, as Council is entering into plans for the Budget
Policies and Priorities session for the next fiscal year. She announced a forum on the
ballot proposal for the revision of the City Charter hosted by the City Clerk and the
City Attorney. This will be telecast and will have call in capabilities.

Councilmember Murphy confirmed the regularly scheduled meeting of the Public
Safety Committee Wednesday at 8:00 A.M. where they will review the changes for
operation on Ionia, Washtenaw, and Shiawassee Streets

Councilmember Benavides asked his Colleagues to give careful consideration to the
letter and petition from Reo Rd. residents. He would like officers in that district to
stop by and talk to the people at Reo Rd. and the Crossing Guards and the people who
signed their names to the petition.

MAYOR'S EXECUTIVE ASSISTANT'S RESPONSE TO COMMENTS

Mr. Wiener did not have any comments.

ADJOURNED 10:30 P.M.



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF OCTOBER 4, 1999

City Council Chambers
Lansing, Michigan

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: None

The Invocation was led by Councilmember Meyer and the Pledge of Allegiance was led by Joseph R. Prevo, Jr. and Boy Scout Troop #411

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of September 27, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Adado

To accept the following under suspension of the rules:

1. From Councilmember Adado; a License Agreement for Built Tech
2. From Councilmember Allen; the Claim Appeal of Charles Spagnuolo
3. From Councilmember Beal; a Resolution authorizing Public Improvement II, III, and IV, for 5812 S. Cedar St.
4. From Councilmember Murphy; a Resolution of Tribute honoring the Mid-Michigan Medical Association Scholarship Banquet

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

He distributed a brochure that describes the parking modifications that were recommended by the Task Force. They have recommended expanded use of CATA, Three Hour parking around the Capitol Building, Conversion to Two-way Streets around the Capitol Building, More Discretion Used by Meter People, the Issuance of Tokens for parking, and giving the Meter People the capability to make change for customers. An informational packet will be circulated to State Legislators. He thanked Dave Berridge for assuming a leadership role on this project and said that he is pleased with the outcome of the work done last summer. He asked Mr. Berridge if he had any information that would answer Councilmember Beal's question about traffic calming in the Clemens St. area.

Dave Berridge, Traffic Engineer, said that the Clemens St/Aurelius Rd. area is known as Area 157. They are currently working out differences in expectations and requests of neighborhood leaders from Area 157. They met with them 10 days ago, and have another meeting scheduled in the next two weeks to go over their unresolved issues. They have resolved to remark Aurelius, Elisabeth and Mt. Hope roads. There are a lot of unresolved issues on the East side regarding what traffic calming measures the residents would Councilmember Bauer was in attendance, as well, and may have some

➤ Announcement of City Events

Councilmember Meyer expressed his congratulations to Chad and Heather Kerrigan on their recent Marriage.

Councilmember Murphy confirmed the special meeting of the Public Safety Committee, scheduled for Tomorrow, Tuesday, October 5, 1999, at 5:30 P.M. at Grand River Elementary School, where they will discuss the plans for Traffic Calming in Area 5. He asked the residents of this neighborhood to come out and attend the meeting to give their input.

Councilmember Allen asked what the boundaries of Area 5 are. Councilmember Murphy asked Traffic Engineer Dave Berridge to answer Councilmember Allen's question about the boundaries of Area 5. Mr. Berridge responded that it is bordered by Grand River Ave., US-127, Lake Lansing Rd., and, High Street.

Councilmember Beal said that when City Council first decided to introduce traffic calming measures, they had selected Clemens St/Aurelius Rd. as the first area deserving of calming. Later, it was decided that this would need to be coordinated with the CSO construction in that area. What is the status of the CSO project in that area right now, and who is acting as the City Engineer in charge of the CSO Project now that John Dowling has taken another job?

Mayor Hollister responded that no one has been appointed to fill Mr. Dowling's position at this time, inquiries with regard to who is overseeing this area should be directed to Michael Navabi, Public Service Department Director.

City Clerk, Marilynn Slade, announced that tonight is the close of registration for the November 2, 1999, City of Lansing Odd Year General Election. Anyone in the listening audience who has not registered to vote still has time to do so, in the City Clerk's Office on the 9th Floor of this building (City Hall located at 124 W. Michigan Ave.) The Clerk's Office will be open until 8:00 P.M. for registrations.

Mayor Hollister announced that the Lansing Jaycees will host a forum on Y2K Compliance issues at the Best Western Hotel on W. Saginaw on Tuesday, October 5, 1999 beginning at 7:00 P.M. He announced that next Saturday, October 16, 1999, is the date of the Third Annual Police and Community Relations Conference. It will be held at the Lansing Center from 8:30 A.M. to 3:00 P.M.

like to see implemented. They will bring a plan to Council when they are all agreed.

Councilmember Allen asked for a report on the Conference on Regionalism that was held today, as She was unable to attend.

Mayor Hollister said that about 135-140 business and labor leaders were in attendance. There were presentations by the Tri-County Planning Agency and regional facts were discussed. It was noted that our competitors are not nearby urban areas, like Jackson, Williamston, Bath, etc., they are other regional areas, such as Columbus, Ohio. They had a speaker that laid out strategies regarding tax sharing, air quality, transportation, and water authority issues. There was a discussion with regional leaders from East Lansing, Delta Township and Meridian Township. Business leaders are looking for regional agreements, or they will relocate to areas that have regional agreements. The Chamber of Commerce and MSU have indicated their interest in taking on leadership roles, or pursuing discussions on this issue. He cited the Potter Park Zoo as a matter that would benefit from regionalization.

comments to make.

Councilmember Bauer said that it was an excellent day. She was struck by the timing of these serious discussions about regionalization, and glad to see that many of the participants were leaders from throughout this area. They all showed a common commitment and understanding of the need for regional agreements. People realized that the need for Lansing to be a strong, viable central City is an important component to the whole region.

Councilmember Allen thanked Mayor Hollister and Councilmember Bauer for filling her in, and said that she will be absent from the next two City Council Meetings, as she will be visiting her daughter and newest Grandchild out of state.

Councilmember Bauer announced that this Wednesday, October 6, 1999, the League of Women Voters will sponsor a City Council Candidate Forum for At-Large Candidates. The debate will be taped for later broadcast, but the forum will take place at 7:00 P.M.

Councilmember Murphy announced that "Black Men Incorporated" will host a Candidate Forum for School Board Candidates, Saturday at the Lansing Center at 7:00 P.M.

➤ Special Ceremonies

A. Council President Benavides, along with Mayor Hollister presented a Resolution of Tribute to Joseph R. Prevo, Jr in Recognition of his having achieved the Rank of Eagle Scout in the Boy Scouts of America. Mayor Hollister commended Mr. Prevo, saying,

Mr. Jemmerson announced that the MEA Men's Baseball League has won the City Championship and the American Amateur Baseball Congress for the North Central Region. He introduced Mary Alrick, Supervisor of the Men's Wooden Bat Baseball League. Ms. Alrick said that Lansing went from 5 Wooden Bat teams in 1995 to 8 Teams in 1998. They have drawn many college teams to the league. Lansing had the first wooden bat league in the State of Michigan.

■ **Public Forum:** Presentation by Traffic Engineers and Public Comment on Proposed Traffic Operation Change to Redirect Traffic on Shiawassee, Ionia and Washtenaw Streets from One-way to Two-way

Councilmember Murphy said that this time was scheduled, because he wanted everyone to have one more opportunity for public to comment on this proposal. This is not a new idea, but it has finally emerged from the planning stage and come before Council. He asked Traffic Engineers, David Berridge and Andy Kilpatrick to give a summary of the proposed changes, and then we will open up the floor to public comment.

David Berridge explained that this is part of a comprehensive plan that has been in review since 1998. They have prepared a traffic impact study that will show what traffic impacts will occur as a result of this operation change. He asked Mr. Kilpatrick to provide further information regarding this project.

Andy Kilpatrick said that this as part of the Downtown Lansing Comprehensive Plan, the Planning and Neighborhood Development Department has recommended the conversion of several streets in the Downtown area from one-way to two-way. The Traffic Department was asked to look at the results of the conversion. One advantage that one-way streets have is a higher volume capacity. They are advantageous in a situation where you need to move a high volume of cars on a street. Two-way streets provide greater access to properties. First they looked at the layout of streets in the downtown area and came up with their existing layout using CAD. Then they looked at what the layout would be after the conversion; where the turn lanes would be and where parking spaces would have to be prohibited at intersections in order to insure safe turning room, and how the conversion would affect ambulances and other emergency vehicles. They looked at projected shifts in traffic volumes and analyzed potential problems they might cause. They found that there should be an increase in east-bound traffic of 2,000 vehicles per day on Shiawassee St. and a decrease in west-bound traffic of 1,000 cars per day. All three streets will lose some degree of parking. They looked at accidents and safety impacts. There will be additional conflicts at some intersections. The increase and decrease in traffic volumes should be fairly minimal. They did a capacity analysis to see how traffic signals would operate at peak

that He is the kind of student that represents Lansing well and serves as a role model for the community. He cares for his brothers and represents the community well. He wished him the best of luck in all of his future endeavors.

Mr. Prevo said that his project was a memorial garden out in front of the Christ United Methodist Church. He thanked the Scouts who helped him design and construct the garden, and Mayor Hollister and City Council for their recognition of his achievement.

B. Mayor Hollister presented a Proclamation honoring October as Breast Cancer Awareness Month to Susan Allinger and Bob Blackman. This proclaims October 15, as National Mammogram Day in Lansing.

Ms. Allinger said that Lansing is her home town and she wants to save the lives of women in it. She urged all members of the audience to call 5 women that they know tomorrow and urge them to get yearly mammograms once they reach age 40.

Bob Blackman said that their goal this year is to contact over 5,000 women, and with thirty telephone banks arranged, they hope to be able to reach that goal.

C. Mayor Hollister, along with Murdock Jemmerson of the Parks and Recreation Department, presented certificates of appreciation to members of the Men's Wooden Bat League. They introduced Lee Kaiser, whose son was a member of the League, but had a fatal accident, and so was not able to attend tonight's ceremony. Mr. Kaiser thanked the Mayor and the Parks & Recreation Department. He urged everyone to ask themselves "where would we be without our youth and without the people who work with them on these teams?" Lansing, He said, should feel strong because we have such promising youth and growth.

hours. Traffic volumes during peak hours in Lansing are very high. By making this change, some streets will see a decrease while others will see an increase. The conversion should be implemented at the end of October.

Eugene Buckley of N. Hayford St. said that he read about this in the paper. One nice thing that He likes about Lansing is that it is easy to get around. Changing to two-way streets will slow everyone down and there will be more accidents and less parking. This will cause more traffic problems, not more people coming downtown, just people spending more time trying to get out of downtown. He does not agree with the people who feel that these are wonderful changes. He loves living in a City of this size, because rush hour is very short. He wants to be able to get in and out of town very quickly. This proposal just asks people to be in the way. Traffic signals have already been put up facing in the other directions on these streets in preparation for two-way traffic, this tells him that this opportunity for comment tonight means nothing. This already a done deal, and this public comment is a farce.

Hazel Bethea of 1002 W. Shiawassee stated her opposition to the plan for the conversion of these streets to two-way traffic. No matter how many streets you change, there will be accidents. She has problems getting out of her driveway now, with this change she will have even more problems. Kids in this area have only been trained to look one way for oncoming traffic before crossing streets. She hopes that Councilmembers know how many people they are going to kill by making this change.

Beverly Miller of 413 Pearl St. said that she wants to see a street in North Lansing, Liberty St., changed back to a two-way street.

William Habbell of 3916 Wedgewood asked if the City has made any considerations for pedestrian cross walks on these streets. He asked why they are making changes to east/west streets only, and not north/south streets as well.

Bob Cochran of 403 N. Sycamore said that he is on the Board of the Downtown Neighborhood Association, and he is the one that wrote the letter requesting this conversion. Thirty years ago these streets were changed to one-way, however they were designed as two-way streets 145 years ago. No one has said anything about the number of miles that are driven in the wrong way, in order to get to your objective. The current one-way streets create a lot of loss of time and unnecessary trouble. He has gotten so exasperated while trying to reach the City Market that he has given up and just gone to a local supermarket instead. Additionally this conversion will slow down speeding traffic.

Donna Breeden of 613 W. Shiawassee asked three of her neighbors, who attended tonight in a show of opposition to stand. Three people stood, indicating their opposition to this plan. She indicated that she would be happy to show Mr. Cochran routes to use to get around the downtown area utilizing one-way streets. This is all a lot of to-do about nothing. They are going to drastically change the makeup of her neighborhood. She would rather have one jeopardy than two jeopardies. Peak traffic hours in the afternoon will cause problems that they did not really expect. People will be trying to park on both sides of their streets and interrupting the flow of traffic in both directions.

Russell Terry of 121 E. Mt. Hope said that the residents on these streets know more about the traffic conditions than City Employees. He asked if the parking places that they are talking about will be free parking places, or metered parking places.

Mr. Berridge responded to questions asked by the speakers. The parking spaces will be metered spaces. With regard to the question about the provisions they have made for pedestrian traffic, on Washington Ave., in particular, they created a refuge island so that pedestrians can cross the street on one side, wait until traffic clears in the other direction, and then complete their crossing. Additionally, they have designed crosswalks into the plan that they believe have addressed the issues of pedestrian traffic. The plan was designed for these three streets. There are other streets for which the Comprehensive Plan calls for operational changes. They picked these three streets to start with, because they thought that they could be converted with a minimal amount of disruption. Anyone who wants to look at their drawings, or talk to the Engineers, may meet with them in the conference room in back of Council Chambers to do so.

Councilmember Beal asked Mr. Berridge if this proposal is part of the Downtown Master Plan. Mr. Berridge responded in the affirmative. Councilmember Beal asked Mr. Berridge if the Planning Board has already approved that Master Plan. Mr. Berridge responded affirmatively. Councilmember Beal explained that the Planning Board can approve the Master Plan without City Council's approval. She asked for clarification of City Council's role here, conceptually versus reality. If the Master Plan is adopted can Council ignore it. City Attorney Smiertka responded that the Master Plan is not binding, it is a guide for the City to use in going forward.

Councilmember Allen asked if there are any other cities that are similar in size to Lansing who have reversed their one-way streets to two-way streets. Mr. Berridge said that they did not do an exhaustive search of other cities. Our traffic issues are specific to Lansing. He would be happy to complete such a search, if Council would like him to do so.

Robert Swanson, Director of the Finance Department, said that this Agreement is designed to replace the original agreement between the City of Lansing and Meridian Township. This agreement removes the islands of land that were contained in the previous agreement, additionally there was language regarding court jurisdiction and venue that were removed. This left them two separate agreements that would take the place of the original agreement approved in July. The Townships have scheduled public votes on these agreements. The agreement that is the subject of this public hearing is subject to a 30 day referendum period. The cost of the sewer work that will be required is estimated at \$2,400,000.00 which can be paid by the 1998 Sewer Bond issue. The agreement would generate \$600,000.00 per year in property taxes, or \$55,000,000.00 over the 50 year life of the agreement.

Beverly Miller of 413 Pearl St. said that she wants Council to ask if the hardship in this agreement is on the township, or on the city. All you have to do is drive through Meridian Township and you can see that they do not seem to have any hardship. The City is trying to develop a separated sewer system that works. Now they are talking about taking on someone else's sewer and rain runoff problems. Maybe the City can annex Okemos High School and take on their rain water runoff problems too. That way at least Lansing kids would have a nice school to go to for a change. The City of Lansing is the one with the hardships, not Meridian Township. The City should forget the 425 Act Agreement altogether.

Eugene Buckley of N. Hayford St. said that nobody in Lansing wants these 425 Act Agreements. We have needy teens here in Lansing that we should be paying attention to. This is just an agenda to enrich campaign contributors. Check out who some of the principals are. Two of them gave over two thousand dollars in contributions in the last mayoral election. He accused the City Council and the Mayor of fleecing the tax payers of the City, and said it is time for a change.

Councilmember Murphy asked how Police and Fire traffic will relate to the two-way streets. Mr. Kilpatrick said that their studies showed no significant impact. The Fire Department said that only their largest hook and ladder truck might have some additional difficulty, if there is a large volume of cars coming down the street.

Councilmember Murphy asked what other input they have had in terms of support for, or opposition to the proposed change from neighborhood associations, businesses and others? Mr. Berridge stated that they have received the support of the PSD and the Downtown Neighborhood Association. The Genesee Neighborhood Association has not stated their position, yet. Additionally, 30 residents on Shiawassee Street have voiced opposition.

Councilmember Allen confirmed that this proposal will come back before Council for their approval. She asked if there have been any protest petitions filed by residents on Shiawassee that would require 6 votes by City Council on this issue.

City Attorney Smiertka responded that the protest petitions referred to by Councilmember Allen relate only to Rezoning Petitions. Anyone may file a protest petition, but it is only in zoning matters that a certified number of residents can sign a protest petition requiring 6 votes from Councilmembers.

Councilmember Allen asked Mr. Berridge if they are in receipt of any protest petition. Mr. Berridge stated that he will see that Councilmembers receive a copy of the petition he has received. He urged the public to call 483-4247, if they have questions, or concerns.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

1. In consideration of the Conditional Transfer of Property between the City of Lansing and Meridian Township, Pursuant to ACT 425 of the Public Acts of 1984

City Attorney Smiertka announced that 25 copies of the 425 Agreement, along with a summary of the agreement showing the changes from the prior agreement, a financial impact statement, and exhibits containing the legal description are available at the table at the entrance to Council Chambers.

Belinda Fitzpatrick of 224 S. Holmes said that this is not appropriate use of Public Act 425. This is a Township that is not in need of economic development. The City of Lansing just raised its sewer rates 15% to pay for the construction of the sewer separation project. If we can afford to pay for sewer construction for this development, why can't we afford to pay for construction of the sewer separation project without increasing sewer rates? If the City of Lansing can afford to give venture capital for this developer, then we should be able to pay for the sewer separation project. This is not regionalism, it is a misuse of regionalism that pits people against the concept when they see their pockets being picked to finance an upscale development. This City has a problem with its approach to land use.

REFERRED TO THE COMMITTEE OF THE WHOLE

➤ Public Comment on Legislative Matters:

There were no Comments on Legislative Matters

LEGISLATIVE MATTERS
RESOLUTIONS

RESOLUTION #456
BY COUNCILMEMBER TONY BENAVIDES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Joseph R. Prevost, Jr., received the Eagle Scout Award, Scouting's highest achievement, from the Boy Scouts of America on Saturday, October 2, 1999; and

WHEREAS, Joseph R. Prevo, Jr., demonstrated leadership and citizenship while earning 21 Merit Badges before reaching the age of 18 years; and

WHEREAS, Joseph R. Prevo, Jr., completed a service project that included recruiting volunteers, planning and follow up work for a memorial garden and landscaping in front of Christ United Methodist Church on 517 W. Jolly Road; and

WHEREAS, Joseph R. Prevo, Jr., became a Cub Scout in Pack 401 at Cavanaugh Elementary School in September, 1990, received his Arrow of Light in February, 1994, and crossed into the Boy Scouts in June, 1994; and

WHEREAS, Joseph R. Prevo, Jr., has served in leadership positions including Den Chief of Pack 401, Patrol leader, Troop Guide, Senior Patrol Leader, and is currently junior Assistant Scoutmaster at Troop 411; and

WHEREAS, Joseph R. Prevo, Jr., is a junior at Lansing Everett High School and the son of proud parents, Joe and Julie Prevo of Lansing;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, congratulates Joseph R. Prevo, Jr., on receiving the Eagle Scout Award, Scouting's WHEREAS, the City Council has received requests from additional non-profit agencies, and has also received lists from the Quartermaster Unit identifying surplus bicycles,

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby approves the distribution of bicycles deemed surplus by the Quartermaster Unit of the Lansing Police Department in the communication dated October 1, 1999, to the Kids Repair Program, Children's Network; and

BE IT FURTHER RESOLVED any bicycles from this list that are not picked up by the eligible non-profit agencies by October 11, 1999, may be disposed of by the Quartermaster in a manner consistent with State law and the City of Lansing Purchasing Ordinance

By Councilmember Allen

Carried Unanimously

**RESOLUTION #458
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the Transportation and Parking Office received request from Cy Abdo, of Lansing Community College, to provide on street metered handicapper parking spaces around the Old Central Building, which is bordered by Capitol Avenue, Shiawassee, Seymour, and Genesee Streets. Mr. Abdo made this request as a result of feedback from handicapper students that frequent the Old Central Building;

WHEREAS, the request was referred to the Traffic Board;

WHEREAS, the Transportation and Parking staff conducted a study of the roadway and parking conditions;

WHEREAS, the Transportation and Parking Office recommended that the first two on-street parking meters on the east side of Seymour Street south of Genesee Street, and the first two on-street parking meters on the west side of Capitol Avenue south of Genesee Street, be designated as metered handicapper parking spaces;

WHEREAS, the Traffic Board concurs with the recommendation of the Transportation and Parking Office;

WHEREAS, the approved minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the

highest achievement, from the Boy Scouts of America; and

BE IT FURTHER RESOLVED that the Lansing City Council hereby wishes the best of luck to Joseph R. Prevo, Jr. in his future endeavors.

By Councilmember Adado

Carried Unanimously

**RESOLUTION #457
BY COUNCILMEMBER SANDY ALLEN
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, Ordinance #888 adopted July 11, 1994, allows for the disposition of bicycles which are deemed surplus by the Lansing Police Department; and

WHEREAS, by subsequent resolution the City Council defined the procedure for disposing of these bicycles to non-profit agencies within the City; and

recommendation of the Traffic Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order Numbers 99-023 and 99-024 authorizing the Transportation Engineer to designate the first two metered parking spaces on the east side of Seymour Street and the first two metered parking spaces on the west side of Capitol Avenue, as metered handicapper parking spaces;

BE IT FURTHER RESOLVED, that historical parking regulations on Seymour Street and on Capitol Avenue are also documented on Traffic Control Order Numbers 99-023 and 99-024 respectively;

BE IT FINALLY RESOLVED that Traffic Control Order Numbers 99-023 and 99-024 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs and parking meters are installed.

By Councilmember Murphy

Carried Unanimously

**RESOLUTION #459
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

That the following FY 2000 transfers be approved;

AMOUNT OF TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$1,900,000	CS Ineligible Costs 414453682973000061320	Operating Transfer-592 Fund 4144536829915920
\$1,900,000	Estimated Revenue- CS 59201700010	
\$200,000		Design Phase 3-Seg 2 592453680743000061320
\$1,700,000		Design Phase 3-Seg 3 592453680743000061330

(Technical determination that proper accounting for CS activity, now funded entirely from Sewage fund, is through use of a "590" series fund. Transfer advances funding design for Moores Trunk Sewer and project 013-South Separation. Advance of funding for the design phase is done annually, because until design is complete, cost split between City and SRF is not known. When design is complete the City is reimbursed for the SRF eligible portion of costs. Revenue detail account

592.0.696414.0.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$80,000	Estimated Revenue Infrastructure 41001700010	Diamond Reo Cul de Sac 41093369097410001380

By Councilmember Meyer

Carried Unanimously

RESOLUTION #460

City of Lansing

Counties of Ingham and Eaton,

State of Michigan

RESOLUTION APPROVING
INSTALLMENT PURCHASE FINANCING
OF TECHNOLOGICAL EQUIPMENT FOR
LANSING ENTERTAINMENT
AND PUBLIC FACILITIES AUTHORITY

WHEREAS, the City of Lansing, Michigan (the "City") has previously incorporated the Lansing Entertainment and Public Facilities Authority (the "Authority") for the purpose of operating and maintaining certain public buildings including but not limited to Oldsmobile Park, the Lansing Center, the City Market, and appurtenant properties and facilities therefor (collectively, the "Facilities"); and

WHEREAS, the Authority has determined that it is necessary to acquire and install the property described in Exhibit A for the Facilities, including computer software and hardware and other technological equipment, together with all necessary appurtenances thereto; and

WHEREAS, pursuant to the authority granted by Act No. 99, Public Acts of Michigan, 1933, as amended ("Act 99"), the legislative body of a city may enter into any contract or agreement for the purchase of lands, property or equipment for public purposes, to be paid for in installments over a period of not to exceed fifteen (15) years but in any case not to exceed the useful life of the property acquired, as the useful life shall be determined by resolution of the legislative body; and

WHEREAS, the City would be willing to finance the acquisition of the Property for operation by the Authority under the provisions of Act 99; and

WHEREAS, this City Council has been presented with a proposed form of Limited Tax General Obligation Installment Purchase Contract (the "Installment Contract") between the City and one or more sellers to be identified (the "Sellers"), which Installment Contract provides for the assignment thereof to a bank or financial institution to be identified (the "Bank"), pursuant to an Assignment and Disbursement Agreement between the Sellers and the Bank (the "Assignment") which has also been

- 2. The Property shall be acquired for a price not to exceed the Maximum Principal Amount as described in the Installment Contract. Either the President and Chief Executive Officer or the Vice President of Finance of the Authority is hereby authorized to negotiate the final terms and conditions of the Installment Contract with a bank or financial institution, in substantially the form presented herewith, with such additions, changes and modifications as he or she shall deem to be necessary or appropriate. The final terms and conditions of the Installment Contract shall be subject to the approval of either Finance Director or the Deputy Finance Director of the City, which approval shall be evidenced by their execution of the Installment Contract. Principal payable pursuant to the Installment Contract shall be payable over a period of not to exceed the lesser of 15 years or the useful life of the Property set forth in Section 1 of this Resolution. The net interest cost payable under the Installment Contract shall not exceed 7.00% per annum, and the principal amount to be paid by the City under the Installment Contract shall not exceed \$300,000.00. Either the Finance Director of the City or the City Deputy Finance Director is hereby authorized and directed to execute and deliver the Installment Contract in final form, together with such other certificates and documents as shall be required in connection with the

(Sewer work required at site. Revenue detail account 410.06731020 Sale of Diamond Reo property)

presented to City Council; and

WHEREAS, the Installment Contract provides that the Sellers will sell to the City the Property specifically described in Exhibit A of the Installment Contract or such portion thereof as can be acquired with the Maximum Principal Amount of \$300,000 (the "Property"); and

WHEREAS, in accordance with the terms of the Assignment, the Sellers will direct the City to pay for the Property by making Contract Payments directly to the Bank (the "Contract Payments"); and

WHEREAS, Act 99 requires that the outstanding balance of all purchases by a city under Act 99 shall not exceed one and one quarter percent (1 - 1/4%) of the taxable value of the real and personal property in such city at the date of such contract or agreement; and

WHEREAS, purchase of the Property by the City pursuant to the Installment Contract will not result in the outstanding balance of all purchases by the City under Act 99 exceeding one and one quarter percent (1-1/4%) of the taxable value of the real and personal property in the City; and

WHEREAS, this City Council determines that the most expeditious and efficient manner of acquiring the Property is pursuant to the authority granted by Act 99, and this City Council determines it to be in the best interests of the City to acquire the Property in accordance with the provisions of Act 99,

NOW THEREFORE, BE IT RESOLVED THAT:

- 1. It is hereby found and declared to be for public purposes and in the best interests of the welfare of the residents of the City to acquire the Property in accordance with the provisions of Act 99 and the Installment Contract attached hereto and made part hereof. The Property is hereby determined to be property and equipment which will be used for public purposes. Based upon representations made by the Authority, the useful life of the portion of the Property comprised of computer equipment is hereby determined to be not less than five (5) years, and the useful life of the remaining portion of the Property is hereby determined to be not less than ten (10) years.

delivery therewith.

The City may enter into more than one Installment Contract to finance acquisition of the Property provided that the aggregate amount borrowed and the financing terms thereof shall be within the parameters of this section.

- 3. The City's obligation under the Installment Contract to make Contract Payments is a limited tax general obligation of the City payable from the general funds of the City, and City Council hereby authorizes the establishment of appropriate line items as necessary for acquisition of the property to be acquired under the Installment Contract. The City shall include in its budget and pay each year, until the Contract Payments are paid in full, such sum as may be necessary each year to make all contract payments when due, and the City agrees, if necessary, to levy sufficient taxes to provide that sum within applicable constitutional, statutory and charter tax rate limitations. The City's obligation under the Installment Contract to make Contract Payments shall continue without reduction or abatement for any cause or reason whatsoever, including, but not limited to, casualty which results in any of the Facilities being untenable, and without right of set-off

or recoupment, until the Contract Payments are paid in full.

- 4. Either the Finance Director or the Deputy Finance Director of the City are hereby authorized to execute an Authority Payment Agreement with the Authority (the "Authority Payment Agreement") under which the Authority would agree to pay the City's obligations under the Installment Contract directly to the Bank, in substantially the form presented herewith. Notwithstanding execution of the Authority Payment Agreement by the Authority and the City, City Council acknowledges that the City's obligation under the Installment Contract to make Contract Payments is a limited tax general obligation of the City as described in Section 3 of this Resolution.
- 5. Either the Finance Director or the Deputy Finance Director of the City, or the President and Chief Executive Officer or Vice President of Finance of the Authority, are hereby authorized to execute Requisition Certificates as contemplated by the Installment Contract upon delivery of any portion of the Property, including any Requisition Certificates evidencing reimbursement of previously appropriated or advanced costs.
- 6. The City hereby makes the following declaration of intent for the purpose of complying with the reimbursement rules of Treas. Reg. § 1150-2 pursuant to the Internal Revenue Code:

(1) The City reasonably expects to reimburse itself with proceeds of debt to be incurred by the City for the expenditures made to pay certain costs associated with the Property which were or will be paid subsequent to sixty (60) days prior to the date hereof from the general funds or capital fund of the

I further certify that the following Members were present at said meeting: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy, and that the following Members were absent: None.

I further certify that Member Meyer moved for adoption of said resolution.

I further certify that the following Members voted for adoption of said resolution: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy, and that the following Members voted against adoption of said resolution: None.

Marilynn Slade,
Lansing City Clerk

EXHIBIT A

Description of Property

Delphi Event Management Software

The Lansing Center currently uses Delphi Version 4.1 as its Event Management Software for booking and Event production. This software was purchased and installed in 1995. This product was developed for use by hotels, not convention centers or CVBS. This product is a DOS based application program. As a DOS based program this software is outdated and it does not utilize many of the functions available in a Windows environment. The Windows environment dominates the current market and DOS based programs are being phased out. As a program that utilizes dates extensively, it can not be guaranteed completely that this version will operate the same after January 1, 2000 due to Y2K issues. The most current version of this software is a Windows based program called CC Breeze developed specifically for convention centers. The estimated cost to purchase, install and train employees on this new version is \$50,000 dollars. There is also a new version of this software developed specifically for Convention and Visitor Bureaus Called CV Breeze. The GLCVB is planning to upgrade their software with this new product.

Network Server

IEPFA currently utilizes a Network Server running Novell NetWare 3.12 software. The server is close to maximizing its hard drive space. CC Breeze, the new Event Management software will only function on a NT Server. It will be necessary to purchase a new server and the NT software to utilize CC Breeze. In addition, the accounting department is running two types of accounting software (in the current

City.

(2) As of the date hereof, the maximum principal amount of debt expected to be issued for reimbursement purposes, including reimbursement of debt issuance costs, is \$300,000, which debt may be issued in one or more series and/or together with debt for other purposes.

(3) A reimbursement allocation of the expenditures described in paragraph (1) above with the proceeds of the borrowing described herein will occur not later than 18 months after the later of (i) the date on which the expenditure is paid, or (ii) the date the Property is placed in service or abandoned, but in no event more than three (3) years after the original expenditure is paid. A reimbursement allocation is an allocation in writing that evidences the City's use of the proceeds of the debt to be issued for

By Councilmember Meyer

Carried Unanimously

I hereby certify that the foregoing is a true and complete copy of a resolution duly adopted by the City Council of the City of Lansing, Counties of Ingham and Eaton, Michigan, at 7:00 P.M. at a regular meeting held on October 4, 1999, at prevailing Eastern Time, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act 267.

server. A conflict with the Event Management software and the accounting software causes the server to crash frequently. A second, separate server will need to be purchased to run the accounting software. Estimated cost to purchase and/or upgrade the current server and software is \$15,000.

Computers and Software

IEPFA currently has a variety of computer systems operating from older 486 model to midrange pentium II units. The 486 models will have to be replaced, as they will have Y2K issues come January 1, 2000. The remaining computers need to have memory, speed, software and disk space upgraded to avoid Y2K pitfall and to be able to run CC Breeze. The estimated cost to complete these upgrades is \$15,000.

Marquee

The Lansing Center Marquee located on the southwest corner of Museum Drive and Cedar Street is not operational. The equipment is eleven years old and it is not possible to obtain some of the parts needed to repair it. The software and computer components are not Y2K compliant. The current location does not maximize traffic in the area of the Lansing Center. The board needs to be retrofitted to make it operational again, including the purchase of new computer equipment and software. The board would also benefit from enhanced visibility (vehicle impressions) by relocating it to the northwest corner of Michigan Avenue and Cedar Street. In addition, a new advertising panel could be added to increase sign revenue. The cost of this project is estimated at \$85,000 - \$95,000.

Security Surveillance Equipment

The Finance Committee approved the purchase of a surveillance system in the amount of up to \$55,000.00, on June 23, 1998.

Other Technology Issues:

Other technology which may arise associated with the electrical system, HVAC system and telephone system. The costs of this project are estimated at \$48,000 - \$50,000.

RESOLUTION #46

BY THE COMMITTEE ON PUBLIC SERVICE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

PUBLIC IMPROVEMENT II, III, IV

WHEREAS, pursuant to the Public Improvement I adopted by this Council, the Director of Public Service has completed the plans and specifications and furnished the following information:-

PROJECT TITLE: Construction of a sanitary sewer extension to 5812 S. Cedar Street. P.S.# 01048

WHEREAS, this proposed public improvement will benefit the property in the vicinity of the work to be done and that a benefit district pursuant to Chapter 1026 of the Lansing Code of Ordinances should be established to be specially assessed for the public improvement; and

WHEREAS, the City has sewer contracts open with contractors that this work could be added to and the estimated cost based on these contracts is as follows:

ENGINEER'S ESTIMATE, COST OF IMPROVEMENTS:-

ASSESSMENT ROLL NO 32	CITY CONTRIBUTION	ASSESSABLE TO PROPERTY OWNER
Sanitary Sewer Costs	\$0	\$12,386.24
Other Costs	\$37,613.76	\$0
Total	\$37,613.76	\$12,386.24

TOTAL PROJECT COST \$50,000

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby determines it to be of a public necessity to construct the following public improvements, construct sanitary sewer extension to 5812 S. Cedar Street; and

BE IT FURTHER RESOLVED that the public hearing is not required since the sole owner has submitted the written request for the work; and

BE IT FURTHER RESOLVED that the cost of these improvements is to be financed by special assessments to the benefitted property owner, and City Council will establish by resolution the term of the repayment plan; and

BE IT FURTHER RESOLVED the Lansing City Council hereby directs that the above-mentioned plans, specifications, engineer's estimate, and other pertinent information regarding this project be received, approved, and placed on file for public inspection; and

BE IT FINALLY RESOLVED the City Assessor is authorized to prepare the special assessment installation roll in formation, based upon the contract received and other related costs of construction, and return the roll in formation to the City Council.

By Councilmember Deal

Carried Unanimously

RESOLUTION #462
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, on Friday, October 8, 1999 at the Lansing Center, the Mid-Michigan Beverly Miller of 413 Pearl St. said that things happening with the state in the past week are really scary to her. The Legislature can take away our zoning rights and our rights to monitor our businesses and pass business ordinances. Council should adopt a referendum opposing the state bill that would affect the ability of cities to pass their own ordinances. She said that some people in North Lansing are being left out of streetscaping decisions that are being made about the parking lot. The City needs to make sure that they have gotten all of the businesses over there together on these plans.

William Hubbell of 3916 Wedgewood said that a little over four years ago the City adopted an ordinance creating a Memorial Review Board to determine how Street

WHEREAS, the City has received a written request from Mr. John Bulos to construct a sanitary sewer extension to 5812 S. Cedar Street; and

WHEREAS, this extension serves the property at parcel number 3305-04401-011-6, which is owned by Bulos, John A. & Saideh; and

Medical Society will be celebrating its Seventh Annual Scholarship Banquet; and

WHEREAS, the keynote speaker will be the Honorable Julian Bond, chairperson of the NAACP, and former Georgia Congressman, who will be speaking on "2000: A Health Race Odyssey;" and

THEREFORE, BE IT RESOLVED, that the primary focus of this event will be helping to contribute to the endowed Mid-Michigan Medical Society Foundation Scholarship Fund at the Medical Schools of Michigan State University; and

BE IT FURTHER RESOLVED, that scholarships are awarded to deserving minority medical students and under the leadership of Dr. Timothy Hodge, the members of Mid-Michigan Medical Society are working toward the next millennium with a focus on improving the health care of all Americans; and

BE IT FURTHER RESOLVED, that the City of Lansing recognizes the national leadership of Mr. Bond, with appreciation of his will to empower people across the United States through his role as a distinguished member of Congress, House of Representatives in the State of Georgia, and many honorary degrees, and national awards; and

BE IT FINALLY RESOLVED, that the members of the Lansing City Council welcome him to the City of Lansing and greatly appreciate the work of the Mid-Michigan Medical Society.

By Councilmember Murphy

Carried Unanimously

ORDINANCES FOR INTRODUCTION

There were no Ordinances for Introduction

ORDINANCES FOR PASSAGE

There were no Ordinances for Passage

OTHER BUSINESS

➤ Public Comment on City Related Matters

Eugene Buckley of N. Hayford St. said that the tax payers are getting fleeced again, this time through the cleanup of the brownfield redevelopment of the Motor Wheel property. They sold the property for three million dollars, and then were excused from having to pay for it's cleanup. Now the tax payers will have to pay for the cleanup out of tax revenues. He stated that all campaign contributors get their property taxes lowered.

Naming and Renaming's for memorials would be handled. Council has now received their first request for renaming a street as an honorarium. That is a request to rename a street as a memorial to General Motors General Manager Jim Zubkus.

Belinda Fitzgerald of 220 S. Holmes spoke regarding the traffic calming for Clemens St/ Aurelius Rd. She asked if it is possible to form a direct connection from Aurelius Rd. to US-127 and I-496, thereby diverting some of the traffic away from Clemens.

Willy Williams of 505 W. Lena wee read a comic strip that describes people who repeat the same comments over and over again as having memory "laps". He spoke

regarding the Councilmember At-Large election that will take place in November.

John Beatty of 215 N. Capital Ave. said that he wants parking meters stopped between 8:00 A.M. and 5:00 P.M. He suggested that the City let the liquor drinkers pay for them after 5:00 P.M. He stated that he is running for Governor in the year 2002.

COMMITTEE REPORTS

There were no Committee Reports.

CITY OFFICER & BOARD REPORTS

1. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office.

RECEIVED AND PLACED ON FILE

2. Letter from the Board of Water & Light submitting Notice of a Public Hearing on a Proposed Electric Rate Change to Change the Scheduled Curtailment Rider to Include Interruptible Electric Service.

RECEIVED AND PLACED ON FILE

3. Affidavit of Disclosure filed by LPD Officer Leith Curtis.

REFERRED TO THE BOARD OF ETHICS

4. Letters from the Mayor re:

a. Letters of Appreciation to LPD from: Cathy Ward & Family, Paul Cervano.

RECEIVED AND PLACED ON FILE

b. Transfer of Funds; Parks & Recreation, PND, General Fund.

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

c. Z-12-99; 1016 Shirley St.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

d. Carry Forwards Fiscal Year 1999 to FY 2000.

REFERRED TO THE CITY ASSESSOR

3. SLU-12-99; 322 S. Martin Luther King, Jr. Blvd. in Logan Square Center, Petition for Special Land Use filed by Frederick H. Hogan to allow for Development of a Church in an "F" Commercial District.

REFERRED TO THE MAYOR AND THE PLANNING BOARD

4. Letter from the Ingham Intermediate School District submitting their 1999 Winter Tax Levy and Tax Rate Request.

REFERRED TO THE CITY ASSESSOR

5. Notice from the State of Michigan, Department of Environmental Quality of application by the Ingham County Parks Department for a Permit for Construction in the 100 Year Floodplain of the Sycamore Creek.

REFERRED TO THE MAYOR, THE PARKS BOARD AND THE PLANNING AND NEIGHBORHOOD DEVELOPMENT DEPARTMENT

6. Resolution adopted by the City of Grosse Pointe Woods opposing House Bill 4777 which would affect decision making capabilities provided for in the Home Rule Cities Act.

REFERRED TO THE MAYOR AND THE PUBLIC SAFETY COMMITTEE

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

e. Administrative and Executive Transfers.

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

f. Grant Amendments; River Trail West.

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

g. Public Improvement V. Actual Cost Special Assessment Rolls; Roll #332 Doris St., Roll #333-Wieland St., Roll #336-David St., Roll #339-Waverly Rd., Roll #341-Cedar St.

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

h. Suspension item from Councilmember Adado; a License Agreement for Built Tech.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

COMMUNICATIONS & PETITIONS

By Councilmember Allen.

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides.

Carried unanimously.

1. Letter from the Council Against Domestic Assault appealing the Decision of the Claims Review Committee with respect to claims for properties located at 112 and 1225 N. Grand River Ave.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

2. Letter from Waverly Community Schools submitting their 1999 Tax Rate Request and Millage Request Report.

7. Letter from Kathy Arens of 1929 Reo Rd. regarding problems with speeding traffic on Reo Rd.

REFERRED TO THE MAYOR, THE TRAFFIC BOARD AND THE PUBLIC SAFETY COMMITTEE

8. Michigan Tax Tribunal Appeal filed by Lansing Lugnuts for Property located at 505 E. Michigan Ave.

REFERRED TO THE CITY ATTORNEY

9. Application for Naming/Renaming of a Memorial in the City of Lansing filed by John Fisher & Joe Williams to Name the New Street, that was recently constructed at the General Motors Main Plant Site, "Jim Zubkus Way" in honor of Retired Lansing Car Assembly Plant Manager Jim Zubkus.

REFERRED TO THE MEMORIAL REVIEW BOARD

10. State of Michigan Department of Environmental Quality Notice of 1999 Campground License issued to Life Riley Mobile Home Park at 6726 S. Washington.

REFERRED TO THE MAYOR AND THE PLANNING BOARD

11. Claim appeal filed by William & Erma Miles of 2210 Wellington Rd. for property

located at 3201 Jerree St.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

12. Letter from Jon Trimmer of 1000 N. Verlinden Ave. requesting designation of the City of Lansing remaining "Free Per Quota Class C Liquor License" for a Fine Dining Restaurant that He plans to develop in Old Town along the River

REFERRED TO THE MAYOR, THE GENERAL SERVICES COMMITTEE AND THE CITY ATTORNEY

13. Letter from New Mount Calvary Baptist Church requesting an extension of time in which to pay their Special Assessment in the amount of \$38,153.01

Councilmember Beal thanked the State Journal for their write-up on the Eastern High School Marching Band. She congratulated everyone involved in bringing this band back from a fourteen member band to a 115 member band. She reported that she received several calls about her comments regarding the CS construction in Oldtown last week. She was not criticizing the City's decision to accommodate the business owners in Oldtown. She believes that they made the right decision to spend more money and conduct the sewer construction there in a more costly manner, in order to avoid closing the streets completely and having an adverse impact on the financial health of businesses. The City spent extra money to do so, and that was proper. However, she does not feel that they gave as much consideration to the people whose businesses are located in an area around the proposed chiller as they did to the businesses of Oldtown. They should have listened more to the residents and business owners around the chiller, rather than picking the least costly option. Regarding the CS construction. In her neighborhood they were told that residents would not be ticketed for parking in the streets during construction, but last week they all received \$40.00 parking violation citations, as did the construction workers. This despite the fact that it is impossible for most of them to park in their driveways because the difference in level between the street and their driveways make it impossible to get into their driveways without damaging their vehicles. She asked Mr. Wiener to speak to the over zealous Police Officer who wrote these tickets. She urged everyone to watch the new show on CBS Friday Nights, called "Now and Again," Her Brother, Charlie Beal, is the production designer for the show.

Councilmember Leeman thanked William Hubbell for running the timer for the meeting tonight.

Councilmember Adado asked City Attorney Smiertka "if the City were going to try to acquire a piece of property, in what circumstances would we not want to use condemnation proceedings to get the property for its appraised value rather than paying 65% more than what we could have purchased it for 5 years ago. City Attorney Smiertka responded that State Law requires an appraisal whenever there is an attempt to purchase property in the State of Michigan. State Law also requires that there be a negotiation process before starting condemnation proceedings. Once you start this process you throw the matter to a jury. Then the property owner has an opportunity to get an appraisal and the jury decides the issue. You could have to pay for the property appraisal, the attorney's fees and any acquisition costs. Councilmember Adado asked the City Attorney if he has ever seen an appraisal from Dr. Curtis. City Attorney Smiertka responded in the negative. Councilmember Adado asked if the City Attorney's Office was ever asked to start condemnation proceedings. City Attorney Smiertka responded in the negative. Councilmember Adado said that, to the Attorney's knowledge, no request has ever been made to start this type of proceedings in order to have another move on tap. City Attorney Smiertka asserted that to be true. Councilmember Adado said that He wants to know why we did not do something like this earlier in these negotiations, and why it cost 55% more to purchase this property today than it would have cost in 1994. Why were legal proceedings not initiated at an appropriate juncture in this project?

Councilmember Allen asked City Attorney Smiertka if the City has to meet a specified criteria in order to enter into condemnation proceedings. City Attorney Smiertka said that the proceedings start with a resolution of necessity stating that the acquisition is a proper purpose and requesting that condemnation procedures be started. If you do not want to use this method, you get an appraisal and present it to the property owner, saying that you do not want to have to start condemnation proceedings, but here is an appraisal, and sometimes the owner will accept the appraisal rather than going

REFERRED TO THE MAYOR AND THE PUBLIC SERVICE DEPARTMENT

14. Letter from the East Lansing Recreation & Arts requesting funding from the City of Lansing for their Community Based Respite Program

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

15. Suspension item from Councilmember Allen; the Claim Appeal of Charles Spagnuolo

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

COUNCIL MEMBERS COMMENTS

into litigation.

Councilmember Meyer reminded everyone of the "Walk Against Breast Cancer" at the State Capital. Channel 10, Light Rock 99 and the Lansing State Journal are hosting the event. He urged everyone to sign up and help make money for breast cancer research.

Councilmember Bauer announced that this Wednesday at 7:00 P.M. a forum for Council Candidates will be held by the League of Women Voters. The debate will not be shown at that time, but taped for later broadcast.

MAYOR'S EXECUTIVE ASSISTANT'S RESPONSE TO COMMENTS

Mr. Wiener did not have any comments.

ADJOURNED 9:30 P.M.
MARILYN SLADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF OCTOBER 11, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: Councilmember Allen

The Invocation and Pledge of Allegiance were led by Reverend Wilfred Baker

APPROVAL OF MINUTES

By Councilmember Adado

To approve the printed Council Proceedings of October 4, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Adado

To accept the following under suspension of the rules:

1. From Councilmember Adado; a memo from Planning Director, Dennis Sykes regarding the Boys Training School Site

2. From Councilmember Adado; a letter from Frank DeLaCruz requesting designation of one of the City's remaining Per Quota Class C Liquor Licenses

3. From Councilmember Murphy; a letter from Muriel Kirby regarding the need for street lights on Waverly Rd.

4. From Councilmember Adado; a request that Item VIII B-4(b), Resolution Authorizing SLU-19-99 be pulled from the Agenda

A. Councilmember Murphy, along with Mayor Hollister and David Wiener presented the Resolution of Tribute recognizing NAACP Special Guest Speaker, Dr. Matthew Prophet to Geneva Smith. Ms. Smith announced that the Resolution will be presented to Dr. Prophet at the Annual Freedom Fund Banquet this Friday night. Mayor Hollister wished them the best of luck with the banquet and sent a special welcome to Dr. Prophet. He is a very special person in our community. He ran the Lansing School District at a very troubled time during the fight for civil rights, and he mentored the young Dave Hollister when he was a teacher at Cristo Rey. He asked Ms. Smith to give Dr. Prophet his regards. He would not ordinarily miss this special community event, but he will be in California for his Son's Wedding.

Ms. Smith thanked Councilmembers and the Mayor for the tribute on behalf of their general membership. This is an exciting time for them. They are celebrating the years of the civil rights struggle in Lansing.

B. Mayor Hollister, along with Mr. Wiener, presented a Proclamation declaring October 16, 1999, as National "Raise the Roof Day" in Lansing. They invited everyone to attend an Open House at 823 Bancroft from 9:00 A.M. to 5:00 P.M. This is a house that was recently rehabilitated by the Greater Lansing Housing Coalition. They introduced Emil Winnicker of the Development Division of the Planning and Neighborhood Development Department, who introduced representatives from the non-profit agencies in Lansing that work to rehabilitate housing and allow residents to take their neighborhoods back. Mr. Winnicker announced that Housing Secretary their business now. Mr. Kramer said that they are in much better condition

5. From Councilmember Adado; a request that a Substitute be accepted for Item VIII B-4(a), Resolution Accepting the Donation of Property from Harry Hepler

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events

Mayor Hollister announced that this Saturday is the Third Annual Police and Community Relations Conference. They have approximately 150 reservations. Breakfast and Lunch will be provided. He urged interested parties to attend. You may call 483-4477 for more information. He announced that on Wednesday, October 13, 1999, at the North Side Police Precinct, Representatives from the Up-John Institute will make a presentation regarding the results of their Housing Study. He announced that beginning October 8, the Washington Park Domed Ice Skating Rink complex is available for ice skating on weekends. He reminded everyone that Silver Bells in the City is fast approaching, and will take place on November 19, 1999. An Open House will be held in the Lobby of City Hall. Please plan to attend this annual event.

Councilmember Murphy urged everyone to attend the NAACP Dinner this Friday night. On Saturday, October 16, 1999, the Genesee Neighborhood Association will hold their annual Pumpkin Patch Party at Genesee Park, or, in case of rain, at the Black Child and Family Institute, from 2:30 to 4:30 P.M.

Councilmember Bauer announced that Wednesday the Annual Fund Raiser in Potter's Field will take place. Please attend.

➤ Special Ceremonies

Puomo has declared this Saturday as National Raise the Roof Day in an effort to raise awareness of the really good work done in this Country by non-profit housing corporations and volunteers, to provide affordable housing. He urged everyone to visit the open house this Saturday.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings

1. In consideration of an Application for Industrial Facilities Exemption Certificate (IFT-04-99) filed by BioPort Corp. at 3500 N. Martin Luther King, Jr. Blvd.

Bob Kramer of 6872 Oleander, Chief Financial Officer for BioPort, said that they have filed for this tax abatement to assist them in establishing a presence in Lansing and in establishing a longer term business plan.

Councilmember Leeman asked Mr. Kramer if this property is the former site of the State Health Department. Mr. Kramer answered in the affirmative. Councilmember Leeman asked Mr. Kramer if this Company is open to allowing Councilmembers to tour their facility. Mr. Kramer answered in the affirmative. Councilmember Leeman asked Mr. Kramer what is the financial condition of the

now than 6 months ago. They recently renegotiated a contract with the U.S.

Department of Defense, and received a tax reduction from the State of Michigan.

Councilmember Murphy asked Mr. Kramer if their company has to go through an inspection by the Human Relations and Community Services Department in order to receive this tax abatement. Mr. Kramer responded that R. L. Hissor of the Human Relations Department has toured their plant and reviewed their policies and prepared an analysis of the EEO processes.

Beverly Miller asked Mr. Kramer if this company has any intention of expanding their facility into live-virus research, or are they sticking to the anthrax vaccines. If they have any plans to use live viruses at any level, then the residents would like to know about it.

Russell Terry of 21 E. Mt. Hope said that if BioPort gets a tax abatement, they should pay their employees more per hour.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

2. In consideration of Z-11-99; 3700 and 3950 N. Grand River Ave. Petition for Rezoning from "A" Residential and "F" Commercial Districts to "J" Parking District filed by AIS Construction to allow for the display of construction and heavy vehicles for sale/lease

> Public Comment on Legislative Matters:

Steve Dean of 1711 Indiana objected to the plans for traffic calming in Area 5. He objects to the manner in which the residents were dealt with. One of the meetings on this subject was held at 8:00 A.M. and many members of the neighborhood could not attend. He stated that he owns three properties in this neighborhood, and he works in the neighborhood. Notification to residents was not adequate. Many people did not receive notification, and they opposed the plan. He stated that the appropriate solution to the traffic problems they have involves extending David Street all the way through to Indiana. They do not want road humps in their neighborhood. This is just an invitation for kids to take their skateboards and skates and bikes out in the middle of these busy streets to play. The only ingress and egress to this neighborhood is from the north and south. There is no ingress or egress from the East or West. They are completely blocked off. Rather than trying to put humps in, they need to provide another access to the neighborhood from the East and West.

Andy Kilpatrick, Traffic Engineer, addressed the comments made by Mr. Dean with regard to kids using the speed humps for recreational purposes. These humps are 14' in length and only 3" in height.

Frank Curtis "X", no address given, said that he has the same kind of problems in his neighborhood as the previous speaker. Also, they had a gas leak in their neighborhood last week. They could smell gas bad. They were not given any warning. His kids could not attend school the next day, because they had pink eyes. Consumers Energy did not provide them with any warning, because they did not feel that they were in danger. He wants lights put in on the end of Ballard St. at Fielding

Don Dean of 1321 E. North St. spoke regarding the Traffic Calming project in Area 5. Mayor Hollister used to live in this area and is familiar with it. He stated his opposition to this project. These residents would rather see the City connect David St. to Indiana St. It would solve a lot of their problems. They need more access into and out of their neighborhood. They have to travel north and south to get out of their area. There are no grocery stores and they cannot get out of their neighborhood without going through someone else's. He asked Councilmembers to take their request into consideration.

William Hubbell of 3916 Wedgewood objected to the special land use, that if approved, Willy Williams of 505 W. Lenawee said that the language on the drunk driving ordinance is confusing to him. City Attorney Smierka told Mr. Williams that this ordinance is a mirror of State Law. Mr. Williams suggested that the City wait until after winter is over to make the conversion from one-way to two-way streets, in order to avoid making people get used to different traffic patterns in the middle of winter's ice and snow storms.

Ellen Kays of 427 W. Shiawassee said that she lives at the corner of Shiawassee and

Eugene Buckley of N. Hayford said that he does not understand why we are always changing residential uses to commercial uses. This should only be done in rare and special circumstances. He asked for an explanation as to why this property is being rezoned for a parking lot, and having a special land use issued, as well.

Jerry Van de Vusse of 3600 N. Grand River Ave., representing AIS Construction, said that this request is similar to a request granted to Rush Equipment a few months ago. This will make the zoning consistent on Grand River in this area. If it is approved, it will make the area more attractive.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

3. In consideration of SLU-06-99; 3700 & 3950 N. Grand River Ave., Petition for Special Land Use filed by AIS Construction to allow for the Display of Vehicles for Sale in a "J" Parking District

The comments on this Petition were taken in conjunction with the comments on Z-11-99 which immediately precedes it on the agenda.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

would allow the owner to pave a green space on Washington Square to make a parking lot. The former owner tried to get a special land use approved, but Council denied it. They do not need another parking lot there. The answer to this should be no.

Eugene Buckley of N. Hayford said that the people in Area 5 are opposed to the traffic calming plan for their neighborhood. Council will not listen to the public. The public forum on the conversion of one-way streets to two-way streets last week was a public joke. This is only going to make it harder to get people out of town. Why will we spend money on traffic lights that will just take away parking places? This is a major complaint about Lansing, that there are not enough parking places. We do not have enough money for the camera systems that locate people in burning buildings. We do not have money to save lives, but we have money for speed humps and traffic calming. This is just someone's agenda.

Antonia Miernik of 629 W. Lapeer, Vice President of the Genesee Neighborhood Organization, said that they are opposed to the two-way street conversion. They submitted a petition with 30 signatures opposing this project to the Planning Department. They will see an increase of 1,500 cars per day because of this conversion. Four buses make stops in this area every day. Why is this project on such a fast track? This came to council in July. The Eastside Neighborhood Organization has had over two years to discuss the plans for traffic patterns in their area. This conversion will impact their entire neighborhood, not just Shiawassee and Ionia streets, but those two streets are the only ones who received notice. She requested that, if this plan is approved, stop signs be installed at Butler and Shiawassee and Sycamore and Shiawassee. She asked if other units in the area were notified. Was the Lansing School District notified of these plans?

Andy Kilpatrick responded in the negative. Lansing Community College was notified because they have property in the area, but the Lansing School District does not. All schools deliver kids via school buses to residences on two-way streets. They did not see this as a problem for the school district.

Councilmember Beal said that school districts bus children for two reasons. One is because of distance, and the other is unsafe traffic conditions on streets. If you look at the big picture, it is generally considered that two-way streets are safer, because traffic is slower.

Chestnut, and has lived there for 20 years. She loves her house and her neighborhood, but she hates living on a one-way street. The noise level is much higher on one-way streets. There are times that she cannot hear her radio, or the conversations of her guests because of the level of traffic noise. One-way streets are more conducive to speed. She hopes that this will slow traffic down. The other issue involved here is that one-way streets have always given the impression that you want to get in and out just as fast as you can. Two-way streets say slow down, look around, this is a nice place to be.

Beverly Miller of 413 Pearl St. said that we are almost to the end of the parking lot problem. They call this "Something for Harry." The City always has something for Harry. Council is going to give him this parking lot. Meeting after meeting has been held and businesses have come and objected. Other developers are using money from their own pockets to develop their properties, and they deserve the use of this parking lot in this area, but Harry will get 50% of it. The City needs to split this parking lot up for all of the businesses and be honest with the DNR about the parking available for the people who want to use the Fish Ladder.

Harold King of 1563 N. High said that a lot of North Lansing has been polluted by Motor Wheel, but they qualify for a brownfield, and that is appropriate. There is a mound of dirt and broken concrete that kids are playing in. It is a city block long and over 30' high. The City needs to call the DNR about this. He asked how historic preservation is carried out on a building that has a brand new roof and wall. Now the City will build a new riverwalk along this building. There is a person of special interest that gets anything that he wants from the City.

Barb Meriot of 601 W. Shiawassee stated her opposition to the two-way street conversion.

LEGISLATIVE MATTERS
RESOLUTIONS

RESOLUTION #463
BY COUNCILMEMBER TONY BENAVIDES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Dr. Mandina Cardenas Ramirez, a long time activist for education and equity, has served two terms on the US Civil Rights Commission; and

WHEREAS, Dr. Ramirez headed the Office of Minorities in Higher Education at the American Council on Education (ACE) at a time of intense activity and controversy over issues related to racial diversity and educational opportunity; and

WHEREAS, the Lansing Branch of the National Association for the Advancement of Colored People (NAACP) was established on October 15, 1919; and

WHEREAS, Dr. Matthew Prophet will be the keynote Speaker at the Lansing NAACP 34th Annual Freedom Fund Banquet on Friday, October 15, 1999; and

WHEREAS, Dr. Prophet has recently retired as superintendent of Portland, Oregon Public Schools where he went after being superintendent of the Lansing School District from 1978-1982; and

WHEREAS, under Dr. Prophet's leadership, Portland's students made remarkable academic progress, especially with African American and Hispanic American students,

WHEREAS, during this same time, Dr. Prophet motivated Portland's students to stay in school (Portland attained the lowest dropout rate among the urban school districts), and dramatically increased the percentage of Minority students attending college;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lansing, hereby, lauds the efforts of Dr. Matthew Prophet; and

BE IT FURTHER RESOLVED that the City Council of the City of Lansing encourages area residents to attend the Lansing Branch of the 34th Annual Freedom Fund Banquet on Friday, October 15, 1999 to hear the Keynote Speech by Dr. Matthew Prophet.

By Councilmember Murphy

Carried Unanimously

RESOLUTION #465
BY COUNCILMEMBER ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, under the direction of Dr. Ramirez, the Office of Minorities in Higher Education coordinated major national conferences aimed at increasing minority participation, and consulted hundreds of colleges and universities on minority concerns; and

WHEREAS, under the direction of Dr. Ramirez, the Office of Minorities in Higher Education served as the primary source of data on trends in minority high school completion, college enrollment and completion, graduate study, and faculty and staff representation; and

WHEREAS, under the direction of Dr. Ramirez, the Office of Minorities in Higher Education vigorously responded to attempts by President Bush's Administration official to ban minority designated scholarships and to the Administration's attacks on the use of diversity criteria by higher education accrediting organizations;

WHEREAS, Dr. Mandina Cardenas Ramirez is currently an Associate Professor of Education Leadership and Administration at the University of Texas at San Antonio and serves as Chairperson of the Board of Trustees of the Education Testing Services;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, applauds the efforts of Dr. Mandina Cardenas Ramirez to increase minority representation in colleges and universities, and to maintain minority designated scholarships and diversity criteria by higher education accrediting organizations;

BE IT FURTHER RESOLVED that the Lansing City Council extends out hospitality to Dr. Cardenas throughout her stay in Lansing

By Councilmember Adado

Carried Unanimously

RESOLUTION #464
BY COUNCILMEMBER MICHAEL MURPHY
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

APPROVAL OF LICENSE AGREEMENT

WHEREAS, pursuant to a resolution adopted by the Lansing City Council September 20, 1999, it is the intent of the City to expand and construct a parking lot facility located adjacent to Race Street north of the Brenke Fish Ladder; and

WHEREAS, the resolution includes authorization to acquire property through purchase, donation, lease, license or easement to construct the parking lot; and

WHEREAS, the Administration has negotiated a twenty (20) year License Agreement with Buildtech LTD, owner of a property located on Grand River Avenue within the boundaries of the proposed parking lot, that will allow the City to possess, modify and use the property to construct and operate the parking lot; and

WHEREAS, the City Council has reviewed the License Agreement and concurs with the terms and conditions contained therein;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby approves the License Agreement between the City and Buildtech LTD signed and dated by Buildtech September 30, 1999 for the property located on Grand River Avenue more particularly described as;

*The West 24 feet of the East 106 feet of the North 90 feet Lot
1, Subdivision of Block 12, City of Lansing County of
Ingham State of Michigan*

BE IT FINALLY RESOLVED that the Mayor, on behalf of the City, is authorized to sign and execute the License Agreement, subject to final approval as to form by the City Attorney.

By Councilmember Adado

Carried Unanimously

**RESOLUTION #466
BY COUNCILMEMBER LOUIS H. ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the Lansing City Council approved resolution #438, SLU-5-99, which requires the Council to appoint members to a five member Chiller Review Committee to review the exterior design of the facility; and

WHEREAS, the five member Chiller Review Committee is to consist of representatives from the Lansing Board of Water and Light, Planning and Neighborhood Development
YEAS: 6

NAYS: 1 (Councilmember Deal Dissenting)

ABSENT: 1

**RESOLUTION #467
BY COUNCILMEMBER ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, October 25, 1999, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of opposing and/or approving the proposed Special Land Use permit SLU-8-99, Vacant Land formerly known as 1400 W. Jolly Road, Residential Care Facility for 12 People.

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Bauer, Deal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: Councilmember Allen

**RESOLUTION #468
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

ACT-16-99, Donation of property to the City
for expansion of the existing City owned parking lot
at the Brenke Fish Ladder and E. Burchard Park

WHEREAS, Harry Hepler, of Race Street Mill LLC, offered to donate a vacant parcel to the City of Lansing for an expansion of the existing City owned parking lot at the Brenke Fish Ladder/E. Burchard Park, provided that:

1. the City commences construction of the parking lot in 1999,
2. forty (40) parking spaces be designated for rental to Race Street Mill LLC at a rate which is 25% less than the prevailing rate for the parking spaces within
2. forty (40) parking spaces be designated for rental to Race Street Mill LLC at a rate which is 25% less than the prevailing rate for the parking spaces within the proposed lot (\$12.00 per space per month based on the current prevailing rate of \$16.00 per space per month),
3. Race Street Mill LLC has the right to a first come, first serve basis in renting ten (10) additional permit spaces under the same terms and conditions as the spaces in condition #2 above; and
4. THE 40 SPACES DESIGNATED FOR RENTAL TO RACE STREET MILL LLC ARE FOR THE EXCLUSIVE USE OF THE TENANTS OF THE RACE STREET LLC BUILDINGS

BE IT FINALLY RESOLVED, the acceptance shall take effect upon the owner's presentation of a good and sufficient warranty deed and evidence of marketable title, subject to their approval as to form by the City Attorney.

Department, Ingham County, Adjacent Property Owners, and the City Council

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, appoints Joe Pandey, General Manager for the Board of Water and Light; Jim Ruff from the Planning and Neighborhood Development Department; Gerald Ambrose, Ingham County Controller; Michael Lashbrook from the Michigan Beer and Wine Wholesalers Association, and Councilmember Sandy Allen with Councilmember Louis H. Adado as her alternate.

By Councilmember Adado

ADOPTED BY THE FOLLOWING VOTE:

- the proposed lot (\$12.00 per space per month based on the current prevailing rate of \$16.00 per space per month),
3. Race Street Mill LLC has the right to a first come, first serve basis in renting ten (10) additional permit spaces under the same terms and conditions as the spaces in condition #2 above; and
4. THE 40 SPACES DESIGNATED FOR RENTAL TO RACE STREET MILL LLC ARE FOR THE EXCLUSIVE USE OF THE TENANTS OF THE RACE STREET LLC BUILDINGS

WHEREAS, the subject property is located between Race and Factory Streets, approximately 100 feet south of E. Grand River Avenue, and is north of and adjacent to the existing city owned parking lot at the Brenke Fish Ladder; and

WHEREAS, the Development Office has developed a plan to grade and improve the subject property in order to incorporate the property into the adjacent parking lot; and

WHEREAS, the Planning Board, in accordance with the provisions of Public Act 285 of 1931, as amended, considered the location, character, and extent of the property proposed to be donated to the City, and found the parcel to be ideally situated for the proposed expansion of the city owned parking lot, and that the proposed public parking is necessary to accommodate development in the immediate area and

WHEREAS, at its meeting of Tuesday, September 21, 1999, the Planning Board voted unanimously (6-0) to recommend approval of ACT-16-99 to accept the donation of property to the City for expansion of the existing City owned parking lot at the Brenke Fish Ladder and E. Burchard Park; and

WHEREAS, the Development and Planning Committee of City Council has reviewed the report of the Planning Board and concurs therewith;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby accepts the donation of property from Race Street Mill LLC, more particularly described as:

the south 60 feet of the north 160 feet lot 1, also part of vacated west 5 feet Factory Street adjacent thereto, subdivision of Block 12, Original Plat, City of Lansing, for expansion of the existing City owned parking lot at the Brenke Fish Ladder and E. Burchard Park, subject to the following conditions:

- I. the City commences construction of the parking lot in 1999,

By Councilmember Adado

To accept a Friendly Amendment proposed by Councilmember Leeman to add a subparagraph #4 to the list of provisions and to the list of conditions to read as follows:

"4. THE 40 SPACES DESIGNATED FOR RENTAL TO RACE STREET MILL LLC ARE FOR THE EXCLUSIVE USE OF THE TENANTS OF THE RACE STREET LLC BUILDINGS"

and to place an affirmative roll on the resolution as amended

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 6

NAYS: 1 (Councilmember Beal absent and un-excused for the vote on this item)

ABSENT: 1

PULLED FROM THE AGENDA AT THE REQUEST OF COUNCILMEMBER ADAMO

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
SLU-10-99
231-237 S. Washington Sq.
Parking Lot in a "G-1" Business District
NE corner of Washtenaw and
South Washington Square.

WHEREAS, Samuel and Susan Mallory have entered into a Buy-Sell Agreement with George Kafantaris, owner of the vacant property at 231-237 S. Washington Square for the purpose of constructing a 13 space parking lot in the "G-1" Business District where such uses are permitted subject to obtaining a special land use permit (SLU1099); and

WHEREAS, the Planning Board held a public hearing for the Special Land Use permit on September 8, 1999 where the petitioners and their representative spoke in support of the petition, with no one in opposition; and

WHEREAS, the Planning Board reviewed the petition and on September 8, 1999 recommended approval (5 yeas - 1 nay) of the request with conditions; and

WHEREAS, the City Council held a public hearing on September 27, 1999 to consider SLU-10-99; and

BE IT FURTHER RESOLVED that this Special Land Use shall only remain in effect only as long as the petitioner fully complies with all of the conditions set forth above in the resolution; and

BE IT FINALLY RESOLVED that in granting this request, the City Council determines the following:

- The proposed special land use is harmonious with the character of adjacent property and surrounding uses which are predominantly commercial structures;
- The proposed special land use will not change the essential character of the surrounding property;
- The proposed special land use will not interfere with the general enjoyment of adjacent properties;
- The proposed special land use will not be hazardous to adjacent properties or involve uses, activities, materials or equipment which are detrimental to the health, safety and welfare of persons or property through excessive production of traffic, noise, smoke, odor, fumes or glare;
- The proposed special land use will not place any demands on public services and facilities in excess of current capacities; and
- The proposed special land use is consistent with the intent of the zoning code and objectives of the current comprehensive plan for "G-1" Business District.

RESOLUTION #469
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Licensing and Enforcement Division of the Michigan Liquor Control Commission has issued a CLASS C Liquor License and Dance Permit to KMD of Lansing, Inc.; and

WHEREAS, the Development and Planning Committee of City Council has reviewed the report of the Planning Board and concurs herewith;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby approves the Special Land Use request (SLU-10-99) by the petitioners, Samuel and Susan Mallory, to construct a 13 space parking lot in a "G-1" Business District at 231-237 S. Washington Square subject to the following conditions:

1. That the site plan be reviewed administratively by all necessary agencies through the Site Plan Review process;
2. That the perimeter be landscaped as shown on the plan with plantings, benches and lighting that emphasize a park-like fringe around the parking lot, and is in keeping with the architectural character of the area;
3. That approval of SLU-10-99 is based upon the improvements being made and maintained as presented in the site plan prepared by Fitzgerald, Henne & Associates, Inc., dated July 10, 1999;
4. That Materials, street furniture, lighting and plantings be compatible with the architectural significance and character of the surrounding commercial area;
5. That a park-like setting be a dominant focus of the landscape design plan; and
6. That the plantings in the right of way along Washtenaw Street be approved by the Parks and Recreation Department and yet does not create a right to privately use the public right of way.

WHEREAS, Karrie A. Slominski, 13808 Brookside, Sterling Heights, Michigan, has obtained the appropriate signatures to transfer ownership from KMD of Lansing, Inc.; and

WHEREAS, the Committee on General Services reviewed and executed the forms and the request on October 5, 1999; and

WHEREAS, the Committee on General Services approved the transfer of the Class C Liquor License and Dance Permit to Karrie A. Slominski, 13808 Brookside, Sterling Heights, Michigan;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council hereby concurs with the recommendation of the Committee on General Services to approve the transfer of the Class C Liquor License and Dance Permit to Karrie A. Slominski; and

BE IT FURTHER RESOLVED, the City Clerk is requested to notify Karrie A. Slominski of the approval by the City Council.

By Councilmember Leeman

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 6

NAYS: 1 (Councilmember Murphy absent and un-excused for the vote on this item)

PULLED FROM THE AGENDA AT THE REQUEST OF COUNCILMEMBER LEEMAN

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Lansing City Council has requested \$500.00 in funding assistance to help underwrite the cost of the use of Lansing Center on October 26, 1999 for its Sister City Commission - Ghana Cultural Event; and

WHEREAS, the Committee on General Services reviewed and then voted to approve

the request from Lansing City Council on October 5, 1999; and

NOW THEREFORE BE IT RESOLVED, the Lansing City Council, hereby, approves the request from Lansing City Council for \$500.00 to help underwrite the cost of its use of Lansing Center on October 26, 1999 for its Sister City Commission - Ghana Cultural Event; and

BE IT FURTHER RESOLVED the Mayor and the Finance Department process this request by charging \$500.00 of the rental of the Lansing Center on October 26, 1999 by

RESOLUTION #470
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Ingham Regional Medical Center has requested \$700 in funding assistance to help underwrite the cost of the use of Autumn Celebration of Life on September 26, 1999 to provide an event celebrating the lives of cancer survivors and their families; and

WHEREAS, the Committee on General Services reviewed and then voted to approve the request from Ingham Regional Medical Center on October 5, 1999; and

NOW THEREFORE BE IT RESOLVED, the Lansing City Council, hereby, approves the request from Ingham Regional Medical Center for \$700 to underwrite the cost of the Autumn Celebration of Life on September 26, 1999; and

BE IT FURTHER RESOLVED the Mayor and the Finance Department shall process this request by charging \$700 to the Community Promotions Account 101-112101-741289-0 for the expenses incurred by Ingham Regional Medical Center's Autumn Celebration of Life at Potter Park Zoo; and

BE IT FINALLY RESOLVED that the Ingham Regional Medical Center shall submit a written analysis of the event, including information regarding number of attendees, and a detail of their accounting of the expenses to the Lansing City Council within 30 days after the event.

By Councilmember Leeman

To recuse Councilmember Bauer from the vote on this item, because she is employed by the Ingham Regional Medical Center

Carried Unanimously, Councilmember Bauer abstaining

By Councilmember Leeman

To place an affirmative roll on the resolution

Carried Unanimously, Councilmember Bauer abstaining

RESOLUTION #471
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Terry Johnson, 4017 Richmond, appealed a trash violation to the General Services Committee on October 5, 1999; and

NAYS: 1 (Councilmember Murphy absent and un-excused for the vote on this item)

RESOLUTION #473
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Hiral M. Patel, 1829 S. Washington, appealed a trash violation to the General Services Committee on October 5, 1999; and

Lansing City Council to the Community Use- Lansing Center/Stadium Account 101-173901-741200-0; and

BE IT FINALLY RESOLVED that the Lansing City Council shall submit a written analysis of the Sister City Commission - Ghana Cultural Event, including information regarding number of attendees, gross and net totals of the event, and a copy of their most recent tax return, a board member list, and a detail of their accounting to the Lansing City Council within 30 days after the event.

WHEREAS, Terry Johnson sought to eliminate the special assessment of \$2,815.90 on his December 1998 property tax bill; and

WHEREAS, the General Services Committee denies his claim;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies the claims of Terry Johnson for \$2,815.90 involving 4017 Richmond;

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

By Councilmember Leeman

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 6

NAYS: 1 (Councilmember Murphy absent and un-excused for the vote on this item)

RESOLUTION #472
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Verna Bell, 425 S. Chestnut, appealed a trash violation to the General Services Committee on October 5, 1999; and

WHEREAS, Verna Bell sought to eliminate the special assessment of \$2,188.67 for three Board-Ups and two Removal of Trash on her December 1998 property tax bill; and

WHEREAS, the General Services Committee approved reducing the special assessment to \$1,274.32;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies the claim of Verna Bell for \$2,188.67 for three Board-Ups and two Removal of Trash and approves reducing the special assessment to \$1,274.32 involving 425 S. Chestnut;

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

By Councilmember Leeman

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 6

WHEREAS, Hiral M. Patel sought to eliminate the special assessment of \$501 on his December 1998 property tax bill; and

WHEREAS, the General Services Committee approved eliminating the \$200 administration fee for Removal of Trash;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies the claim of Hiral M. Patel for \$501 and approves eliminating the \$200 administration fee for Removal of Trash involving 1829 S. Washington;

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps

to process this claim.

By Councilmember Leeman

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 6

NAYS: 1 (Councilmember Murphy absent and un-excused for the vote on this item)

RESOLUTION #474
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Willie Minor, 1415 W. Kalamazoo, appealed a trash violation to the General Services Committee on October 5, 1999; and

WHEREAS, Willie Minor sought to eliminate the special assessment of two claims - \$634.20 for Removal of Trash and \$296.40 for Cutting of Tall Grass and Weeds on his December 1998 property tax bill; and

WHEREAS, the General Services Committee approved eliminating the \$200 administration fee for Removal of Trash;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies the claims of Willie Minor - \$634.20 for Removal of Trash and \$296.40 for Cutting of Tall Grass and Weeds - and approves eliminating the \$200 administration fee for Removal of Trash involving 1415 W. Kalamazoo;

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

By Councilmember Leeman

Carried Unanimously

WHEREAS, the General Services Committee approved reducing the administration fee by \$100;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies the claim of Carl B. Meyer for \$243.25 and approved reducing the administration fee by \$100 involving 0000 Paris Ave.;

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

By Councilmember Leeman

Carried Unanimously

RESOLUTION #477
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, as part of the Neighborhood Study and Traffic Calming, the Transportation and Parking Office has conducted a traffic study of Area 5, which is defined as the geographical area bounded on the south by Grand River Avenue, on the east by Groesbeck Golf Course and Bancroft Park, on the north by Lake Lansing Road, and on the west by the CSX Railroad tracks;

WHEREAS, the Transportation and Parking Office met with Area 5 residents at the Cristo Rey Community Center on March 27, 1997, to answer questions and discuss their concerns about traffic issues in Area 5;

WHEREAS, the Transportation And Parking Office and the Planning Department formulated a neighborhood traffic calming and traffic control plan based on the Transportation and Parking Office's traffic study, comments from residents, and other

RESOLUTION #475
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, James and Gloria Pocock, 1018 Bement St., appealed a trash violation to the General Services Committee on October 5, 1999; and

WHEREAS, James and Gloria Pocock sought to eliminate the special assessment of \$491.90 on his December 1998 property tax bill; and

WHEREAS, the General Services Committee approved eliminating the \$200 administration fee for Removal of Trash;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies the claim of James and Gloria Pocock for \$491.90 and approves eliminating the \$200 administration fee for Removal of Trash involving 1018 Bement St.;

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

By Councilmember Leeman

Carried Unanimously

RESOLUTION #476
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Carl B. Meyer, 0000 Paris Ave., appealed a trash violation to the General Services Committee on October 5, 1999; and

WHEREAS, Carl B. Meyer sought to eliminate the special assessment of \$243.25 on his December 1998 property tax bill; and

City agencies;

WHEREAS, the Transportation and Parking Office held a follow up meeting with residents of Area 5 at Cristo Rey Community Center on April 27, 1997 to review the proposed Area 5 neighborhood traffic calming and traffic control, and to get input from residents regarding the neighborhood traffic calming and traffic control plan;

WHEREAS, based upon the Transportation and Parking Office's study, the Traffic Board concurs with the recommendation to implement the Area 5 neighborhood traffic calming and traffic control plan;

WHEREAS, based upon the Transportation and Parking Office's study, the Planning Board concurs with the recommendation to implement the Area 5 neighborhood traffic calming and traffic control plan;

WHEREAS, the approved minutes for the Traffic Board and Planning Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board and Planning Board;

WHEREAS, the Public Safety Committee held a meeting with residents of Area 5 at Cristo Rey Community Center on March 18, 1997 to get input from residents regarding the traffic calming and traffic control plan;

WHEREAS, based on the public comments at this meeting, the Area 5 plan was revised;

WHEREAS, the Public Safety Committee held a meeting with residents of Area 5 at Grand River School on October 5, 1999 to get input from residents regarding the traffic calming and traffic control plan;

WHEREAS, the majority of the residents in attendance at this meeting supported the revised traffic calming and traffic control plan;

WHEREAS, the Public Safety Committee has reviewed the recommendations of the Traffic Board and Planning Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board and Planning Board;

WHEREAS, the estimated cost to implement the Area 5 traffic calming improvements is \$12,000;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves the
By Councilmember Murphy

To place an affirmative roll on the substitute resolution

Carried Unanimously

**RESOLUTION #478
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the Transportation and Parking Office received a request from the Planning Office to evaluate the feasibility of converting the one-way sections of Shiawassee, Ionia, and Washtenaw Streets between Grand Avenue and Martin Luther King, Jr. Boulevard from one-way to two-way operation;

WHEREAS, the request was referred to the Traffic Board;

WHEREAS, the Transportation and Parking Office staff conducted a study of the roadway conditions;

WHEREAS, the Transportation and Parking Office staff met with representatives from Lansing Community College and addressed the concerns raised by LCC;

WHEREAS, the Transportation and Parking Office staff met with representatives from Capital Area Transportation Authority;

WHEREAS, The Transportation and Parking Office has addressed the concerns raised by CATA and CATA is supportive of the conversion of one-way streets to two-way operation;

WHEREAS, the Transportation and Parking Office staff presented the results of its evaluation and sought comments at a meeting of the Principal Shopping District;

WHEREAS, the Principal Shopping District's Board of Directors supports conversion of these streets to two-way operation;

WHEREAS, the Transportation and Parking Office staff has met with representatives from the Lansing Fire Department and IFD is supportive of the concept of converting streets to two-way operation;

WHEREAS, the Transportation and Parking Office staff has been in contact with the Lansing Police Department and LPD expressed support for the concept of converting streets to two-way operation;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 99-31 through 99-61, thereby authorizing the Transportation Engineer to install all necessary pavement markings and traffic control signs, make all necessary traffic signal changes, and change parking regulations as necessary to convert Shiawassee, Ionia, and Washtenaw Streets from one-way to two-way operation between Grand Avenue and Martin Luther King, Jr. Boulevard;

BE IT FINALLY RESOLVED that Traffic Control Order No. 99-31 through 99-61 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed.

Area 5 neighborhood traffic calming and control plan, thereby authorizing the Transportation Engineer to implement this plan and install the proposed traffic calming measures and traffic control devices;

BE IT FINALLY RESOLVED that the Area 5 neighborhood traffic control plan shall become effective when signed by the Transportation Engineer, filed with the City Clerk, and the appropriate traffic control devices, as contained in Traffic Control Orders 99-62 through 99-074 and 99-077 through 99-093, are in place.

By Councilmember Murphy

To accept a substitute for the resolution originally contained in the packet

Carried Unanimously

WHEREAS, the Transportation and Parking Office staff has met with representatives from the State of Michigan and the State of Michigan is supportive of the conversion of these three streets to two-way operation;

WHEREAS, the Transportation and Parking Office mailed invitations to residents and businesses on the on-way sections of Shiawassee, Ionia, and Washtenaw Streets, inviting them to a public meeting on the proposed two-way conversion;

WHEREAS, the Transportation and Parking Office staff presented the results of its evaluation and sought comments at a public meeting with residents in the downtown area;

WHEREAS, the majority of the residents who attended the public meeting or mailed back responses supported the conversion of these streets to two-way operation;

WHEREAS, the Transportation and Parking Office staff mailed information to and requested comments on the proposed conversion from the Public Service Department and Ingham County Commissioners;

WHEREAS, No concerns have been raised by the Public Service Department or the Ingham County Commissioners;

WHEREAS, based upon the results of the Transportation and Parking Office's study, the Traffic Board concurs with the recommendation of the Transportation and Parking Office to convert the one-way sections of Shiawassee, Ionia, and Washtenaw Streets between Grand Avenue and Martin Luther King, Jr. Boulevard from one-way to two-way operation;

WHEREAS, the approved minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Urban Development Committee has reviewed the report and concurs with the recommendation of the Traffic Board;

WHEREAS, the Planning Board has reviewed the report and concurs with the recommendation of the Traffic Board;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety has reviewed the report and concurs with the recommendation of the Traffic Board;

By Councilmember Murphy

To accept a substitute for the resolution originally contained in the packet

Carried Unanimously

By Councilmember Murphy

To place an affirmative roll on the substitute resolution

Carried Unanimously

RESOLUTION #479
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

That the following accounts be reappropriated in FY 2000 in the lesser of the amount shown or the remaining unencumbered balance:

<u>Balance</u> <u>as of</u> <u>9/14/99</u>	<u>Department</u> <u>Account</u>	<u>Amount to be</u> <u>reappropriated</u>
\$4,783.54	City Council 101.112017412000 Promotion Unenc. Balance	
\$10,252.39	Mayor 101.1723009630020 Neighborhood Grants Unenc. Balance	
\$2,875.00	101.1723007412000 Community Agencies (Donation from United Way for Middle School substance abuse prevention program.) \$500	
\$2,535.00	Finance Assessor 101.1722007700000 Equipment (New computer for position with increased GIS responsibilities) Unenc. Balance	
\$45,357.00	101.1722007430000 Comm. Services (Amount shown is in addition to \$29,353.20 Carried forward as June for data entry on residential parcels.) \$15,062.00	
\$32,425.34	Management Services 101.1731407430000 Bldg Maint. Comm. Serv. (Funding needed to continue agency security staffing) Unenc. Balance	
\$28,903.04	101.1731407461000 Bldg Maint. Unsch. Maint. To 101.1731409770000 \$2,700	

By Councilmember Meyer

To divide the question in order to separate the \$10,252.39 carry forward from the Neighborhood Grant Program and to send the \$10,252.39 back to the Committee on Ways and Means

Carried Unanimously

By Councilmember Meyer

To place an affirmative roll on the remaining carry forwards, excluding the separated item

Carried Unanimously

By Councilmember Meyer

To reconsider the vote to separate the \$10,252.39 carry forward from the Neighborhood Grant Program and return it back to the Committee on Ways and Means

Carried Unanimously

By Councilmember Meyer

To restore the \$10,252.39 carry forward from the Neighborhood Grant Program to the list of carry forwards and approve the list in its entirety

Carried Unanimously

	Bldg Maint-Equipment (Purchase of laser level)	\$2,500
\$11,802.50	General Administration 101.1730017412000 Community Use-LEPFA Unenc. Balance	
\$9,913.97	101.1730017412000 Community Use-Parks Unenc. Balance	
\$31,994.20	Police 101.3432017430000 Professional Services (Note: Partial funding of \$12,700 was carried forward in June. Amount shown is in addition. Funding is for alternatives to incarceration for high risk individuals.) \$9,750	
\$164,383.63	101.066000991273000032 Operating Transfer-273 Fund (Matching funds for Year 3 of Local Law Enforcement Technology Block Grant) \$50,486.00	
\$6,151.78	Human Relations & Community Services 101.6725007410000 Misc. & Oper. Expenses (Expenses for deferred Community and Police Relations Conference. Translation and printing of Complaint brochure into Spanish/other languages. Replacement of two printers/furniture needs.) Unenc. Balance	
\$9,395.24	Parks Department: Storm Damage Cleanup 101.7838257060000 Wages-Hourly Unenc. Balance	
\$160.95	101.7838257070140 UAW-Seasonal Unenc. Balance	
\$2,842.50	101.7838257080000 Overtime - Salary (Re-appropriation of funds to cover ongoing tasks related to storm damage.) Unenc. Balance	

By Councilmember Meyer

To accept a substitute for the resolution originally contained in the packet

Carried Unanimously

RESOLUTION #480
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

That the following FY99 transfers be approved:

AMOUNT TO TRANSFER	TRANSFER FROM ACCT #	TRANSFER TO ACCT #
\$40,248.20	Estimated Revenue Park Millage 41201700010	Contingency 412933890992000046020

(Transfer of fourth quarter interest income to millage fund, revenue detail account 4120.6700000 (\$40,248.20)).

AMOUNT TO TRANSFER	TRANSFER FROM ACCT #	TRANSFER TO ACCT #
\$9,400	Finance Operations Salaries 1011727107020000	
\$19,700	Finance Income Tax Salaries 1011727307020000	
\$1,260	Finance Assessor's Salaries 1011727207020000	
\$16,400	Finance Income Tax Overtime 1011727307080000	

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$9,400	Finance Operations Salaries 101.17271.07020000	
\$19,700	Finance Income Tax Salaries 101.1727307020000	
\$13,340	City Attorney Salaries 101.1729007020000	
\$69,900	Managerial Services-CC & Salaries 101.1731307020000	
\$32,400	Building Maint. Hourly Wages 101.173140.706000.0	

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$12,800	Reg. Maint. Sick Leave 101.173140.711000.0	
\$34,600	PS Field Control Hourly Wages 101.453614.706000.0	
\$68,600	Human Relations Salaries 101.672500.702000.0	
\$38,800	Parks Admin Sick/Vac/PL 101.783810.713100.0	
\$10,000	Parks Field Services Forestry Hourly 101.783821.706000.0	
\$18,600	Parks Field Services Grounds Hourly 101.783822.706000.0	
\$11,600	Parks Field Maint Hourly 101.783824.706000.0	
\$11,000	Parks Field Maint Seasonal 101.783824.707014.0	
\$11,200	Parks Lifetime Services TEA Game 101.783832.707001.0	
\$12,400	Parks Spec. Recn. Services-Wages TEA 101.783833.707000.0	
\$392,000		General Admin. Vacancy Factor 101.173901.701001.0

(Transfer of funds from vacant positions to balance negative budget entry for anticipated vacancies during the year.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$80,545	Operating Transfer-State & Fed (LPD) 101.966000.991273000032	Operating Transfer-Golf Fund 101.966000.9915840

(Fund revenue below anticipated levels. Greensfees down at all courses. Transfer brings Golf fund balance in line with budget projection.)

	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$452,400	General Fund Fund Balance 101.0390001.0	Operating Transfer-Infrastructure 101.966000.991410.0

(Restoration of funding which was appropriated in the FY 99 budget from 410 Fund residuals and subsequently appropriated for Y2K activities by Admin. Transfer #186 of 6/11/98 and Council transfer of 6/29/99 (\$371,814.24). At the time of the Y2K appropriation it was indicated that funds would be restored.)

AND BE IT FURTHER RESOLVED that the administration is authorized to administratively transfer the balance of net revenue over expenditures within the General Fund to the Budget Stabilization Fund.

By Councilmember Meyer

To accept a substitute Resolution for the original contained in the packet

Carried Unanimously

By Councilmember Meyer

To place an affirmative roll on the substitute resolution

Carried Unanimously

ORDINANCES FOR INTRODUCTION

INTRODUCTION OF ORDINANCES

The following ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by providing for the rezoning of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the Code for property located at:

Z-3-98, 1131 and 1133 Race Street, "H" Light Industrial to "G-1" Business District

was introduced by Councilmember Adado, read a first and second time by its title and referred to the Committee on Development and Planning

RESOLUTION #481 BY COUNCILMEMBER ADADO RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, November 1, 1999 at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the Ordinance for rezoning:

Z-3-98, 1131 and 1133 Race Street, "H" Light Industrial to "G-1" Business District

By Councilmember Adado

Carried Unanimously

INTRODUCTION OF ORDINANCES

The following ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by providing for the rezoning of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the Code for property located at:

Z-12-99, 1016 Shirley Street, "A" Residential District to "A" Residential (East 14.11 ft) and "J" Parking (West 42 ft)

Districts

was introduced by Councilmember Adado, read a first and second time by its title and

RESOLUTION #482
BY COUNCILMEMBER ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, November 1, 1999 at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the Ordinance for rezoning:

Z-12-99, 1016 Shirley Street, "A" Residential District to "A"
 Residential (East 14.11 ft) and "J" Parking (West 42 ft)
 Districts

By Councilmember Adado

Carried Unanimously

INTRODUCTION OF ORDINANCE
AMEND CHAPTER 608
DRIVING WHILE UNDER THE INFLUENCE OF
INTOXICATING LIQUOR OR CONTROLLED SUBSTANCE
 By Councilmember Murphy:

That an Ordinance to amend the Code of Ordinances of the City of Lansing by Amending Chapter 608 by Adding New Sections, Sections 608.07, 07(a), 07(b), 07(c), 07(d), 07(e), 07(g), 07(h), 07(m), 07(n) and 07(o), for the purpose of Prohibiting the Operation of a Motor Vehicle Within the City of Lansing While Under the Influence of Intoxicating Liquor or Controlled Substances or While Impaired, or by a Person Less than 21 Under the Influence, or to Operate a Vehicle Under the Influence With A Person Less than 16 Years of Age in the Vehicle, was introduced by Councilmember Murphy and referred to the Committee on Public Safety.

RESOLUTION #483
RESOLUTION SETTING PUBLIC HEARING
 By Councilmember Murphy:

RESOLVED BY THE CITY COUNCIL, CITY OF LANSING, that a public hearing be set for Monday, October 25, 1999 at 7:00 P.M. in the Council Chambers, 10 Floor, City Hall, 124 W. Michigan Ave., for the purpose of considering an Ordinance to amend the Code of Ordinances of the City of Lansing by Amending Chapter 608 by Adding New Sections, Sections 608.07, 07(a), 07(b), 07(c), 07(d), 07(e), 07(g), 07(h), 07(m), 07(n) and 07(o) for the purpose of Prohibiting the Operation of a Motor Vehicle Within the City of Lansing While Under the Influence of Intoxicating Liquor or Controlled Eugene Buckley of N. Hayford St. objected to the traffic calming measures that were passed tonight. He said that the cleanup of the Motor Wheel property is a fleecing of the tax payers. He said that valuation of the North Side Police Precinct building is equal to what we pay to rent it. We could save the tax payers a lot of money by just buying the building for the cost of one year's rent.

Russell Terry of 121 E. Mt. Hope said that the City owns golf courses and ice skating rinks and parks to provide recreational activities to its citizens. Why don't we own a bowling alley or any roller skating rinks for those citizens who do not golf?

Harold King of 1563 N. High St. spoke regarding the letter of appreciation to Councilmember Leeman that is in tonight's packet from the North Town Neighborhood Association.

City Attorney Smierka responded to the comments regarding the assessment of the Prudden Building. This property assessment was done when the building was under construction. This typically brings the assessment down while construction is going on, then when construction is complete, the assessment will go back up.

Mike Vanderlip of 1804 Drexel spoke regarding the neighborhood near Michigan Ave., Pennsylvania Ave. And Larch St. His tenants in this area are becoming fearful

referred to the Committee on Development and Planning.

Substances or While Impaired, or by a Person Less than 21 Under the Influence, or to Operate a Vehicle Under the Influence With A Person Less than 16 Years of Age in the Vehicle

Interested persons are invited to attend this public hearing

By Councilmember Murphy

Carried Unanimously

INTRODUCTION OF ORDINANCE
AMEND CHAPTER 5
REPEAL SECTIONS 5.15(D) THROUGH 5.15(K)
 By Councilmember Murphy:

That an Ordinance to amend the Code of Ordinances of the City of Lansing by Amending Chapter 5 for the purpose of Repealing Sections 5.15(d) through 5.15(k), was introduced by Councilmember Murphy and referred to the Committee on Public Safety.

RESOLUTION #484
RESOLUTION SETTING PUBLIC HEARING
 By Councilmember Murphy:

RESOLVED BY THE CITY COUNCIL, CITY OF LANSING, that a public hearing be set for Monday, October 25, 1999 at 7:00 P.M. in the Council Chambers, 10 Floor, City Hall, 124 W. Michigan Ave., for the purpose of considering an Ordinance to amend the Code of Ordinances of the City of Lansing by Amending Chapter 5 for the purpose of Repealing Sections 5.15(d) through 5.15(k)

Interested persons are invited to attend this public hearing

By Councilmember Murphy

Carried Unanimously

ORDINANCES FOR PASSAGE

There were no Ordinances for Passage

OTHER BUSINESS

Public Comment on City Related Matters

They are afraid to go out on the street in their neighborhood because of gangs, drugs, prostitutes and violence in the area. Council needs to address the problem of safety in this area without rhetoric. This has been going on for some time. This area is filled with boarded up and abandoned homes. People are always sitting out on porches harassing passersby. Now that Council has passed the two-way street conversion, they have opened up a thoroughfare from drug alley to drug alley. This neighborhood needs help and attention. It should be safe for everyone.

John Beatty of 212 N. Capitol said that he wants parking meters to be free until 5:00 P.M. Let the people that drink liquor that come downtown after 5:00 P.M. pay for parking.

COMMITTEE REPORTS

There were no Committee Reports

CITY OFFICER & BOARD REPORTS

1. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

2. Letter from Jim Ruff, Zoning Administrator submitting a Revision to Z-1299, 1016 Shirley St. to allow for Rezoning from "A" Residential to "G-2" Wholesale District in Conformation with the Recommendations of the Planning Board

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

3. Letters from the Mayor re:

a. Donation of Property North of the Race Street Parking Lot by Race Street LLC

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

b. Lansing Brownfield Redevelopment Authority Plan #2; Former Motor Wheel Site 1600 N. Larch

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

c. Appropriation of Parkland Acquisition and Development Funds to Pay Closing Costs and Prorated Taxes Associated with the Acquisition of Property Adjacent to Jones Lake

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

1. Suspending the Council from the Board of Directors of the Boys Training School Site

REFERRED TO THE COMMITTEE OF THE WHOLE

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. Letter from the Capital Area District Library submitting their 1999 Tax Rate Request

REFERRED TO THE CITY ASSESSOR

2. Notice from the Capital Area District Library of Job Announcements

RECEIVED AND PLACED ON FILE

3. Notice from the State of Michigan Department of Consumer & Industry Services Liquor Control Commission of the availability of an additional, Free, Per Quota Liquor License created by the Cancellation of the Class C License previously issued to Golf Course Concessions, Inc.

REFERRED TO THE MAYOR AND THE COMMITTEE ON GENERAL SERVICES

4. Notice from the State of Michigan, Department of Consumer & Industry Services of the Failure to meet Registration Requirements for a licensed Electrical Inspector and Plan Review by James White

REFERRED TO THE MAYOR AND THE DEPARTMENT ON PLANNING AND NEIGHBORHOOD DEVELOPMENT

5. Letters from Walter Brown of 1310 Knollwood re:

- false information provided to the Lansing City Clerk on an Application for

- Petition signed by 73 Residents in the area of Knollwood and Willow

d. Administrative and Executive Transfers

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

e. Builders Square Store Closing Update

RECEIVED AND PLACED ON FILE

f. Letter of Appreciation from Kenneth H. Pierce of Ingham County to Andrew Kilpatrick of the Transportation Office

RECEIVED AND PLACED ON FILE

g. Letter of Appreciation from Shawn Bouterse of the Hosmer Neighborhood Association to Robert Moye of the Public Service Dept.

RECEIVED AND PLACED ON FILE

h. Appropriation of Funds for Thermal Imaging Camera

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

REFERRED TO THE MAYOR AND THE PLANNING BOARD

6. Notice from the State of Michigan Department of Consumer & Industry Services of the Renewal of the Permit to Construct issued to Mill Pond Village

REFERRED TO THE DEPARTMENT OF PUBLIC SERVICES AND TO THE DEPARTMENT ON PLANNING AND NEIGHBORHOOD DEVELOPMENT

7. Letter of appreciation from the Northtown Neighborhood Association to Councilmember Harold Leeman for replacement of the Northtown Neighborhood Association Banner

RECEIVED AND PLACED ON FILE

8. Suspension item from Councilmember Adado; a letter from Frank DeLaCruz requesting designation of one of the City's remaining Per Quota Class C Liquor License

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

9. From Councilmember Murphy; a letter from Muriel Kirby regarding the need for street lights on Waverly Rd.

REFERRED TO THE BOARD OF WATER AND LIGHT AND TO THE COMMITTEE ON PUBLIC SAFETY

MOTION OF EXCUSED ABSENCE

By Councilmember Adado

To excuse Councilmember Allen from tonight's proceedings

Carried Unanimously

COUNCIL MEMBERS COMMENTS

Councilmember Leeman thanked the City Clerk's Assistant for killing in for her, and he thanked Heather for fixing the clock.

Councilmember Beal urged everyone to attend the Eastern High School Home Coming Game this Friday at Everett Field. She asked someone to check out the Rite Aid in Frandor. They have a really ugly sign right next to the road. She expressed kudos to Barnhart Construction for the great job they are doing in restoring Vine St. She

announced that the "Super Grupo Aldaco" has a new tape out, titled "Tres Amores" it will be played following the adjournment of tonight's meeting. It is available at the Councilmember Bauer wished a "Happy Anniversary" to Phillip & Lucy Clevenger, and to Mr. and Mrs. Doug Evans

restaurant.

Councilmember Murphy urged everyone to attend the NAACP Banquet this Friday, October 15, 1999, at 6:30 P.M. at the Holiday Inn South. Also, the Genesee Neighborhood Pumpkin Patch Party this Saturday at Genesee Park, or at the BCFI in case of rain. There will be no Public Safety Committee Meeting this week. He expressed condolences to Martha Miles whose Mother passed away last week, and to Martha Adams and the Young Family, whose Father, Dave, passed away while visiting Kentucky.

Councilmember Meyer announced the cancellation of the regularly scheduled Ways and Means Committee Meeting for this week.

MAYOR'S EXECUTIVE ASSISTANT'S
RESPONSE TO COMMENTS

Mr. Wiener thanked Captain Julie Williams of the South Side Police Precinct, who has stepped up to look into the Reo Rd. traffic problems. He expressed his appreciation to Sherry King and the 10 volunteers of UAW Local # 652 who all worked on the new roof at the Beekman Center. He announced that the LPD received the Annual Michigan Municipal Achievement Award for the CUIT Truancy program. He thanked the Kehillat Israel Congregation who did the landscaping at the Greater Lansing Housing Coalition House. They have renovated 50 homes, making a significant impact on stabilizing our neighborhoods. He announced the West Side 6th Annual Home Tour to raise money for the WSN, this Sunday from 1:00 to 5:00 P.M. They also raise funds for the Advent House.

Councilmember Benavides announced that his Son's house will be featured in the tour.

ADJOURNED 11:00 P.M.
MARILYNN SLADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF OCTOBER 15, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: Councilmember Allen

The Invocation and Pledge of Allegiance were led by Reverend J. V. Wilson

APPROVAL OF MINUTES

By Councilmember Leeman

To approve the printed Council Proceedings of October 11, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Leeman

To accept the following under suspension of the rules:

1. From Councilmember Leeman; a Letter from residents of Center St., Beaver St., Pearl St. and Liberty St. regarding problems they experienced with Patrons of the Old town Oktoberfest Celebration

2. From Councilmember Adado; a Request from the Hmong Community for an Appropriation of Community Use Funds

3. From Councilmember Murphy; a Letter from Lewton School Principal Robinson and PTA President Buell regarding Safety Issues at the School and requesting Traffic Control Measures to address them

4. From Councilmember Beal; a Resolution Appointing Carol Rall to the Mayor's Citizens Advisory Committee on Recycling

5. From Councilmember Beal; a Resolution Appointing Gilda Richardson to the Public Service Board

6. From Councilmember Beal; a Resolution Appointing David Hayhow to the Principal Councilmember Beal announced that the Eastern High School Marching Band will be the featured entertainment at the Grand Opening of the North Side Police Precinct.

Councilmember Bauer announced that Thursday, October 21, 1999, is the Annual Dinner and Induction Ceremony for the Michigan Women's Historical Center and Hall of Fame. Tickets are still available, interested parties may call 484-1880. A City of Lansing Employee, Elizabeth Homer, is being inducted. She congratulated Ms. Homer on receiving this honor. She announced that Saturday is the date of the annual "Heart Walk" from the Breslin Center on MSU Campus. All of the proceeds from this fund raiser will go to fight heart disease. This is a 5K walk. She has a team that will be walking, and they still have openings available.

Mayor Hollister announced that the LPD has sent an advisory to agencies enclosing Halloween Safety Tips. Trick-or-Treating will take place in Lansing on Sunday, October 31, 1999, from 6:00 to 9:00 P.M. Tips for safe behavior are available at the LPD Website. Oldsmobile Park is hosting "Fright Night" once again. As announced by Councilmember Leeman, the North

Shopping District

7. From Councilmember Beal; a Resolution Authorizing Public Improvement V for Doris St.

8. From Councilmember Beal; a Resolution Authorizing Public Improvement V for Wieland St.

9. From Councilmember Beal; a Resolution Authorizing Public Improvement V for Waverly Rd.

10. From Councilmember Beal; a Resolution Authorizing Public Improvement V for Cedar St.

11. From Councilmember Beal; a Resolution Authorizing Public Improvement V for David St.

12. From Councilmember Beal; a Resolution Setting a Public Hearing for November 22, 1999 in consideration of the Naming/Renaming of a Street at the General Motors Main Plant Site to Zubkus Way in honor of Jim Zubkus

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Councilmember Murphy announced that the Walnut Neighborhood Organization will have their Garage Sale October 22-23, 1999, at the corner of Grand River and Seymour.

Councilmember Bauer reminded residents that this Thursday at 7:00 P.M. in Council Chambers, the City Attorney and City Clerk will host an informational call in show to inform the public on the issue of the Ballot question for revision to the City Charter. Interested parties can attend and speak, or call their questions in. The City Clerk is accepting E-mail questions, as well, at MSlade@ci.lansing.mi.us/.

Councilmember Leeman announced the Ribbon Cutting Ceremony for the Grand Opening of the North Side Police Precinct to be held Wednesday, October 20, 1999, from 4:00-7:00 P.M.

Side Police Precinct is celebrating their Grand Opening on Wednesday, October 20, 1999 at 4:00 P.M., and on Friday, Capitol Consultants will open their portion of that building at 10:00 A.M. This Friday is United Nations Day and a Ceremony is scheduled in Council Chambers culminating in the raising of the UN Flag over City Hall. The Theme of the celebration is Diversity and Continuation of Peace Brotherhood and Justice throughout the World.

➤ Special Ceremonies

a. Mayor Hollister, along with David Wiener, accepted the presentation of the Eastside Neighborhood Organization's "Outsider & Insider" Marketing Book. This book and accompanying brochures detail the benefits and attractions available to residents of the East Side. The Book, and Brochures will be placed in homes that are for sale on the East Side, as well as in the Human Relations and Community Services Department. This effort grew out of the East Side Summit and points out the degree to which the East Side is doing community oriented work. They have a web site, and a promotional video available. ENO Member, Rick Kibbe Thanked Mayor Hollister and City Council for

helping them realize these improvements. He thanked Sparrow Hospital for Summit.

b. Mayor Hollister presented a Proclamation declaring October 17-23 as the "YWCA Week Without Violence" to Representatives of the YWCA. He urged the audience to do everything they can to send a signal to the young people in our community that they can live and grow and prosper without violence. Representatives of the YWCA outlined the activities they have planned for this week beginning with a "Moment of Healing" for those who have been lost to violence. On Sunday, Monday's Theme is protecting Children and they will provide stress tips for parents; Tuesday they will emphasize making schools safer, and kids will be asked to sign promises of non-violence; Wednesday they are targeting violence against women and will have a clothesline honoring victims of violence on display at LCC, MSU and the City Hall Lobby. Legal Aid will offer a program on legal services available to women; Thursday they will focus on new issues facing violence among men. There are occasions when men are the victims of violence, also. On Friday they will concentrate on eliminating racism and hate crimes; Saturday they plan to show how sports can replace violence. They thanked Linda Sanchez of Mayor Hollister's Office, who is a Member of their Board, and the City for the help they have always given to the YWCA.

Ted DeLeon of 1414 Taft stated his support for the resolution opposing the executive order by Governor Engler abolishing the Michigan Commission on Indian Affairs. He served as an Administrator of this program, and worked with the State of Michigan and Indian Communities and Tribes across the State. The work that the Indian Commission did was a tremendous asset to the State and to native communities in the development of arts and crafts industries. This agency works hand in hand on a grass roots level to serve as a facilitator to get programs going. He said that 90% of Block Grant Money goes to agencies like the CACS, but a piece of it goes to the Indian Community. A lot of these efforts are overseen by the Indian Commission. This is another effort by the Governor to abolish groups that do not bring money to the table for him. Their recognition of the need for special programs have always been in concert with one another. He urged Council to support this resolution with a unanimous vote.

Debbie DeLeon of 1414 Taft, Co. Chair of the Circle of Indigenous Races, stated her support of the resolution opposing the abolition of the Michigan Commission on Indian Affairs. Lansing has a substantial Native American population that will no longer have a governmental facilitator to go to. Michigan's Indian population is the 10th largest in the US. Michigan has 12 federally recognized tribes whose programs only fund services for those who live within their boundaries. Eighty-seven percent (87%) of Indians do not live on reservations, and do not benefit from reservation dollars. Casino money only provides for improvements for reservation life. The Michigan Constitution requires the State to provide for all of its citizens. One of the things that this abolition will do is pit reservations against each other. She wants to make sure that Indian citizens have access to government funds.

Gwendolyn DuPard of 2701 Risdale objected to the resolution offering her a claim settlement that is on tonight's agenda. She takes issue with the processes used by the Code Compliance Office. Proper notice was not given to her and her family. She works for the District Court in E. Lansing, as a supervisor of sorts, and understands due process. Lansing did not give her due process in this matter. She asked that the fees assessed against her be lowered to \$86.00 and that the entire amount of the administration fee be removed.

Beverly Miller of 413 Pearl St. stated her support of the resolution that opposes the abolition of the Michigan Commission on Indian Affairs.

LEGISLATIVE MATTERS RESOLUTIONS

RESOLUTION #485 BY THE COMMITTEE ON GENERAL SERVICES RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Ronnie and Gwendolyn DuPard, 2701 Risdale, appealed a trash violation to the General Services Committee on October 5, 1999; and

WHEREAS, the Attorney General's Office of the State has determined that the east

the work they have done as members of the East Side
PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

Public Comment on Scheduled Public Hearings:

a. In consideration of the Sale of Property Located at 1006 S. Grand Ave.

Lloyd Teets of 116 E. Elm St. said that this house is at the corner of Hazel and Grand Ave. and has quite a history. The City acquired it 5-7 years ago and renovated it with CDBG Funds, spending more than \$50,000.00 on it. After that, it was used by GateWay Community Services as a half-way house for problem teens. They inhabited the house for three years, and then moved. The house has been empty since then. He supports the sale of this house and welcomes the new owner to the neighborhood.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

Public Comment on Legislative Matters:

WHEREAS, Ronnie and Gwendolyn DuPard sought to eliminate the special assessment of \$286.40 on their December 1998 property tax bill; and

WHEREAS, the General Services Committee approved reducing the administration fee by \$100;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies the claim of Ronnie and Gwendolyn DuPard, 2701 Risdale, for \$286.40 and approves reducing the administration fee by \$100; and

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

By Councilmember Leeman

To place an affirmative roll on the Resolution

By Councilmember Deal

To amend the Resolution in the first resolved clause by changing \$100 to \$200

Carried Unanimously

COUNCILMEMBER LEEMAN'S MAIN MOTION WAS ADOPTED BY THE FOLLOWING VOTE:

Carried Unanimously

RESOLUTION #486 BY THE COMMITTEE OF THE WHOLE RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING ACQUISITION OF BOYS TRAINING SCHOOL SITE, EAST PARCEL

WHEREAS, the City Council adopted a resolution February 1, 1999 to acquire the property known as the Boys Training School site from the State of Michigan for the sum of \$1.00 for the purpose of implementing the Boys Training School Property Planning and Development Study (BTS Plan); and

WHEREAS, the intent of the City and the Michigan Department of Management and Budget, who recommended to the State Legislature that the Property be sold to the City for the sum of \$1.00 to allow for implementation of the Plan, was that the City would reimburse the State any proceeds derived from the sale of the property as part of the development; and

twenty five acre parcel of property can be sold to the City for \$1.00 only if used for a

public use, that the BTS Plan for the parcel as proposed is not a public use of the property and that the City must sign an agreement by October 20, 1999 to purchase the east parcel of property for the fair market value of \$755,200; and

WHEREAS, the Department of Management and Budget, pursuant to the direction provided by the State Attorney General's Office, has prepared an Offer to Purchase agreement to sell the property to the City for \$755,200 plus closing costs which includes the requirements that the City shall make a down payment of \$200.00 at the signing of the document, and close the sale no later than September 30, 2000; and

WHEREAS, purchasing the east parcel pursuant to these terms will allow eleven (11) months time for the City to market the property for development and sale, therefore raising the revenue to pay the established fair market value at closing, or as an alternative, introduce new legislation that will allow reimbursement at the time of sale to a developer, as was originally intended; and

WHEREAS, the Administration has recommended that the City enter into the purchase agreement;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby approves the purchase of the twenty five acre parcel located on the east part of the property commonly known as the Boys Training School Site, more particularly described in a survey placed on file with the Lansing City Clerk June 10, 1998, for the sum of \$200.00 upon the signing of the Offer to Purchase Real Property provided by the State to the City as the agreement for the purchase of the property, and the balance of \$755,000 plus all closing costs upon the City's approval of the final closing.

BE IT FURTHER RESOLVED, that after approval of the Offer to Purchase Real Property by the State Administrative Board, the City shall market the property for development pursuant to the BTS Plan approved by the Lansing Planning Board in March, 1992.

BE IT FINALLY RESOLVED the Mayor is authorized to execute all documents necessary to enter into the Offer to Purchase Real Property, subject to prior approval as to form by the City Attorney.

By Councilmember Bauer

Carried Unanimously

RESOLUTION #487
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Lansing City Council authorized the acceptance of the donation of property from Donald W. & Bontie V. Shaw for an addition to Jones Lake Park, August 2, 1999 with Resolution No. 352; and

WHEREAS, the Parks and Recreation Department desires to utilize the Park Land Acquisition and Development Account to pay for the \$28154 in closing fees and proration of taxes associated with acceptance of this donation; and

WHEREAS, Council Resolution No. 247 of May 16, 1994 requires Council consideration and approval of proposed expenditures from the Park Land Acquisition and Development Account.

NOW, THEREFORE BE IT RESOLVED, that the City Council authorizes the administration to use the Park Land Acquisition and Development account to pay for the closing fees and proration of taxes associated with the acceptance of this donation.

By Councilmember Bauer

Carried Unanimously

RESOLUTION #489
BY THE COMMITTEE ON PUBLIC SERVICES

THE CITY OF LANSING

WHEREAS, the Michigan Commission on Indian Affairs was created by statute in 1964 to investigate problems common to Indian residents of this state. The primary duty of the Commission is to assist tribal governments, Indian organizations and individuals with problems of education, employment, civil rights, health, housing, treaty rights and any other right or service due Indians of the state; and

WHEREAS, Michigan's Indian population is approximately 65,000 and 87% live off reservation, according to the 1990 census with most of the population living in urban areas, such as Detroit, Grand Rapids and Lansing; and

WHEREAS, the Commission on Indian Affairs is responsible for distribution of \$197,000 in Federal Community Services Block Grant funds each year; and

WHEREAS, the Commission on Indian Affairs provides leadership to the off reservation Indians, unity for Indian people of the state, and aids the tribes with facilitating services to their members; and

WHEREAS, the Commission on Indian Affairs promotes the unique values of the Indian people and preserves the Indian culture, history and traditions; and

WHEREAS, Governor Engler Signed an Executive Order on Friday, August 20, 1999 to abolish the Commission on Indian Affairs;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council, hereby, recognizes the significant Indian population it serves and supports the Commission on Indian Affairs, and promotes the services that the Commission provides to all Indian people within the state of Michigan; and

BE IT FURTHER RESOLVED, that the Lansing City Council, hereby, urges Governor Engler to withdraw Executive Order 1999-9;

BE IT FURTHER RESOLVED, that the Lansing City Council urges the support of the Michigan Legislature to override Executive Order 1999-9;

BE IT FINALLY RESOLVED, that the Lansing City Clerk shall forward this resolution to Governor Engler and to Members of the Michigan Legislature.

By Councilmember Bauer

Carried Unanimously

RESOLUTION #488
RESOLVED BY THE CITY COUNCIL OF
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has re-appointed Carol Rall, 1608 W. Shiawassee, to the Mayor's Citizens Advisory Committee on Recycling as an At-Large representative; and

WHEREAS, the Committee on Public Services concurred with the re-appointment of Carol Rall on October 18, 1999;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the re-appointment of Carol Rall to the Mayor's Citizens Advisory Committee on Recycling as an At-Large representative for a term to expire June 30, 2003.

By Councilmember Deal

Carried Unanimously

RESOLUTION #490
BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has re-appointed Gilda Richardson, 3024 Colchester Road, to

the Public Service Board as an At-Large representative; and

WHEREAS, the Committee on Public Services concurred with the re-appointment of Gilda Richardson on October 18, 1999;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the re-appointment of Gilda Richardson to the Public Service Board as an At-Large representative for a term to expire June 30, 2003.

By Councilmember Deal

Carried Unanimously

RESOLUTION #491
BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has reappointed APPOINTED David Hayhow, 360 Winterberry Lane, to the Principal Shopping District as a Business Property Owner representative; and

WHEREAS, the Committee on Public Services concurred with the re-appointment PROPERTY BENEFITED: All lands fronting on Doris Street, excepting all public streets and alleys and other land deemed not benefitted.

ROLL 332	ESTIMATED COST	ACTUAL COST	DIFFERENCE
Curb, Gutter & Storm Sewer	\$37,485.54	\$37,485.54	-\$

RESOLVED, by the City Council of the City of Lansing that the supplementary Special Assessment Roll 332, Public Service # 76034, known as Doris Street Reconstruction as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll 90 days after approval.

By Councilmember Deal

Carried Unanimously

RESOLUTION #493
BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
PUBLIC IMPROVEMENT V

Whereas it is a public necessity to construct Curb and Gutter and Sidewalk and necessary Storm Sewer in front of and adjacent to the properties described below:

PROPERTY BENEFITED: An area that includes all lands fronting on Wieland

APPOINTMENT of David Hayhow on October 18, 1999;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the re-appointment APPOINTMENT of David Hayhow to the Principal Shopping District as a Business Property Owner representative for a term to expire June 30, 2002.

By Councilmember Deal

To amend the resolution by stating that the Mayor has "APPOINTED" Mr. Hayhow, and to place an affirmative roll on the resolution as amended.

Carried Unanimously

RESOLUTION #492
BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
PUBLIC IMPROVEMENT V

Whereas it is a public necessity to construct Curb and Gutter and Storm Sewer in front of and adjacent to the properties described below:

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Special Assessment Roll 333, Public Service # 37040, known as Wieland Street Reconstruction, as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll 90 days after approval.

ROLL 333	ESTIMATED COST	ACTUAL COST	DIFFERENCE
Curb, Gutter, Storm Sewer & Sidewalk	\$11,434.82	\$11,434.82	0

RESOLVED, by the City Council of the City of Lansing: That the supplementary Special Assessment Roll 333, Public Service # 37040, known as Wieland Street Reconstruction, as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll 90 days after approval.

By Councilmember Deal

Carried Unanimously

RESOLUTION #494
BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
PUBLIC IMPROVEMENT V

Whereas this proposed public improvement will benefit the property in the vicinity of the work to be done and in front of and adjacent to the properties described below:

PROPERTY BENEFITED: Sanitary Sewer Extension to the West Side of Waverly at parcel number 2304-36-226-130, excepting all public streets and alleys and other land deemed not

ROLL 339	ESTIMATED COST	ACTUAL COST	DIFFERENCE
Sanitary Sewer Extension	\$43,070.75	\$39,002.50	\$3,988.25

RESOLVED, by the City Council of the City of Lansing: That the supplementary Special Assessment Roll 339, Public Service # 63064, known as Waverly Road Sewer Extension, as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll 90 days after a approval.

By Councilmember Deal

Carried Unanimously

RESOLUTION #495
BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
PUBLIC IMPROVEMENT V

WHEREAS the completion of the Curb & Gutter on the East side would be beneficial for road maintenance and traffic safety by delineating the edge of the roadway in front of and adjacent to the properties described below:

PROPERTY BENEFITED: An area that has Curb and Gutter on both sides of the

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of and adjacent to the properties described below:

PROPERTY BENEFITED: All lands fronting on David Street, West of Vermont

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ROLL 341	ESTIMATED COST	ACTUAL COST	DIFFERENCE
Cedar Street Resurfacing	\$11,507.00	\$11,507.00	-0-

RESOLVED, by the City Council of the City of Lansing: That the supplementary Special Assessment Roll 341, Public Service # 01033, known as Cedar Street Resurfacing, 1997 Major Street #3, as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll 90 days after approval.

By Councilmember Beal

Carried Unanimously

RESOLUTION #496
BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
PUBLIC IMPROVEMENT V

Whereas it is a public necessity to construct Curb and Gutter and Sidewalk in front

ROLL 336	ESTIMATED COST	ACTUAL COST	DIFFERENCE
Curb, Gutter & Side walk	\$15763.07	\$15763.07	0.00

RESOLVED, by the City Council of the City of Lansing: That the supplementary Special Assessment Roll 336, Public Service # 17038, known as David Street Reconstruction, as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll 90 days after approval.

By Councilmember Deal

Carried Unanimously

**RESOLUTION #497
BY THE PUBLIC SERVICE COMMITTEE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the Memorial Review Board approved a request to name a new street at the General Motors Main Plant Site as "Zubkus Way" in honor of Jim Zubkus at its meeting on October 13, 1999;

NOW, HEREBY, BE IT **RESOLVED** by the City Council of the City of Lansing that the City Clerk set a public hearing for Monday, October 25 "NOVEMBER 22, 1999 for the purpose of receiving public comment on the proposal to name a new street at the General Motors Main Plant Site as "Zubkus Way" in honor of Jim Zubkus

By Councilmember Deal

To amend the Resolution in the Resolved Clause to state that the Public Hearing will be held on November 22, 1999, in order to provide the 30 day notice required by the Memorial Review Ordinance, and to place an affirmative roll on the resolution as amended

Carried Unanimously

ORDINANCES FOR INTRODUCTION

There were no Ordinances for Introduction

ORDINANCES FOR PASSAGE

Kelly Proper of 111 E. Kalamazoo said that Mary Kay Scullion was reappointed to the Ingham County/City of Lansing Community Corrections Advisory Board by the

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There were no Ordinances for Passage

OTHER BUSINESS

> Public Comment on City-Related Matters

Marcella Prince of 1541 Knollwood said that she has written many letters to Councilmember Murphy and to the Mayor stating complaints about a Code Compliance Officer. She has reported violations of beds, couches, mattresses, and other items, but the inspectors never responded to her complaints. However, when someone complained about her husband repairing their car in their own driveway, a Code Compliance Officer came right over and made them remove their car immediately, and gave them a citation. They were not even aware that it was against the law to fix your car in your driveway.

Ernest Prince of 1541 Knollwood said that He was threatened by Henry Hernandez about his car. There is nothing the City can do to hurt him. They can try to make him move out of his home, but that will only hurt his landlord, not him. All because he was working on his car in the driveway. Dolores Fuller gave him three hours to remove his car. Someone needs to get her a different job. He is not going to take these threats any longer.

Gordon Wilson of 2204 Midwood spoke regarding the letter on tonight's agenda stating an interest in purchasing the #6 Fire Station. He reminded Councilmembers that he has asked to lease this facility for \$1.00 per year for use as a community center for kids in the south end. He wants to do tutoring there, as well as prostate cancer screening and provide assistance to the elderly in filling out forms.

William Hubbell of 3916 Wedgewood spoke regarding the Mayor's recommendation for Naming/Renaming of a Public Street in honor of Jim Zubkus. He criticized the way the minutes from City Authorities and Boards are handled on the agenda. He spoke regarding the special land use for the property on Washington Square, and said that he believes Fire Station #6 to be too small for some of the activities that Mr. Wilson is proposing for it.

Charlene Decker of 2711 Pleasant Grove Rd. said that she is worried about the Code Compliance Office. Their fees are too high, and no one fights on the side of the people. The Board of Police Commissioners is too connected to the Police Department. Chief Johnson has almost taken over the power of this board. They want this Board to maintain its own power to keep a checks and balances system in place.

Ingham County Board of Commissioners recently. If City Council approves this reappointment, they will be in violation of State Law which provides for the Public

Office Incompatibility Act: Ms. Scullion is seated on State Community Corrections Board, which funds the local board and approving her reappointment to the local board, when they know about her seat on the State Board, would put Council in violation of the law. The only way to correct this situation is by removing a person from one of the Boards.

Eugene Buckley of N. Hayford said that there are two solutions to Mrs. Prince's problems with the City. She could make a \$5000 campaign contribution which would end her problems forever, or, she can vote the current office holders out of office. He stated that he will attend the City Charter Revision Forum this Thursday, and will advocate for a change to a City Manager type of government, rather than a strong Mayor.

Beverly Miller of 413 Pearl St. said that people up to ten blocks away from the Oktoberfest last weekend could hear the bands. She had her front door kicked in. One man came out of his house to find people sitting on his porch furniture and talking to a man who was urinating in his yard. She asked who she is supposed to send the bill for her door to. This event was very hard on her neighborhood. She asked how much money this concert brought in. This was a poorly managed event with no security. She now understands why City Officials want to live outside the City. It is not hard to figure out. Parking was out of control. People were parking everywhere you could think of and threatening residents. The Jazzfest that Old Town sponsors is very different than this event was. This cannot happen again.

Alexander Bolt of 1230 Reo Rd. spoke regarding an article in the paper about separate meters for watering lawns and outside uses. In Grand Rapids, sewer rates are based on use by residents in the winter time. The people in the suburbs can still have separate water meters for their outside uses. This sets up two separate classes of people. The Appeals Court Ruling set up two classes of people, as well. One class being the people who paid their storm water bills and cannot now receive a refund from the City, and the other class being the people who did not pay their bills and now do not have to because the fee was declared an illegal tax.

Willy Williams of 505 W. Lenawee said that public speaking time is supposed to be three minutes. It's not 4 minutes or 35 minutes. People complaining about the Mayor not being here should stop. It is a City Council Meeting, not a Mayor's Meeting. The Mayor holds his meeting at 12:00 P.M. on the 9th Floor.

Lloyd Teets of 116 E. Elm St. said that the state of the City is not in that good of shape. He stated the reason that he will not vote for incumbent Councilmembers

CITY OFFICER & BOARD REPORTS

There were no Committee Reports

1. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

1. Letter of Appreciation from the Lansing School District to LFD Inspector Dunn

RECEIVED AND PLACED ON FILE

j. Letter of Appreciation from Mason Fire Department to LFD Assistant Chief Bouth

RECEIVED AND PLACED ON FILE

l. News Releases; Blue Ribbon Committee; Downtown Parking; Waste Reduction Services

RECEIVED AND PLACED ON FILE

m. Eastside News Letter

RECEIVED AND PLACED ON FILE

2. Letter from the Internal Auditor submitting an Executive Summary on Weed & Trash Enforcement

REFERRED TO THE MAYOR, THE COMMITTEE ON WAYS AND MEANS AND THE PLANNING & NEIGHBORHOOD DEVELOPMENT DEPARTMENT

3. Letters from the Mayor re:

a. Recommendation for the Naming of a New Street at the General Motors Main Plant Site as "Zublas Way" in Honor of Jim Zublas

REFERRED TO THE COMMITTEE OF THE WHOLE

b. Public Improvement II, Grand River Ave. Streetscape

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

c. Request for Administrative Authority to Approve Community Promotions Appropriations for Lansing School District Schools and Private Elementary Schools use of the Washington Park Domes Skating Rink

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

d. Agreement Between Ingham County/City of Lansing for Internet Based City/County Community Information System

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

e. Intra-County Reimbursement Agreement for Remy Chandler Drain Funds

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

f. Sole Source Purchase; Management Services Dept. Heater/Air Conditioner Unit

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

g. Transfer of Funds; PND, LFD

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

h. Grant Acceptance; US Department of Justice & Michigan Crime Victim Services Commission, Victims of Crime Act

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

n. Letter of Appreciation from Delta Township Fire Department to Chief Martin of LFD

RECEIVED AND PLACED ON FILE

o. Appointment of Jack Nelson to the International Conference of Building Officials for a Term To Expire in 2000

RECEIVED AND PLACED ON FILE

p. Sale of Property located on W. Hillsdale

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

q. SLU-08-99; 1400 W. Jolly Rd., Special Land Use to Allow for Development of an Adult Foster Care Facility for 12 Persons

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- r. Status Report on Applications for Waterfront Redevelopment Grant Funds

REFERRED TO THE COMMITTEE OF THE WHOLE

- s. Sole Source Purchase; LFD K90 Thermal Imaging System

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- t. Emergency Purchase Order; Sewer Line Repair on General Motors Property

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

COMMUNICATIONS & PETITIONS

By Councilmember Leeman

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. Letter from Colonial Townhouses Cooperative, Inc. of 3818 Pleasant Grove Rd. stating their interest in purchasing the #6 Fire Station at 3708 Pleasant Grove Rd.

REFERRED TO THE MAYOR, THE FIRE DEPARTMENT, THE FINANCE DEPARTMENT AND THE PLANNING AND NEIGHBORHOOD DEVELOPMENT DEPARTMENT

2. Request for Recognition of Non-profit Status from the Lansing Civic Players Guild, Inc.

REFERRED TO THE CITY ATTORNEY

3. Notice from the State of Michigan Department of Consumer & Industry Services Councilmember Leeman noted that the Oktoberfest was a non-profit event. These types of things only have to come before Council when they are for profit. Therefore this item did not come before them.

Councilmember Murphy announced a prostate cancer screening for men this Thursday. Please call Ingham Regional medical Center for an appointment if you are a man over the age of 40. The Walnut Neighborhood Organization's Garage Sale will be held this Friday and Saturday, October 22 and 23, at Seymour and Grand River. He confirmed the regularly scheduled Public Safety Committee Meeting this Wednesday at 8:00 A.M. in the Conference Room. They have a light agenda. He does not have the details, but there was an incident last weekend at Success Place on Butler St. where someone tried to set the building on fire. This is a project that provides housing for young mothers and their children. To think that someone would try to set the building on fire for any reason is outrageous. He urged residents in this area to be aware of the incident that occurred and to keep their eyes open. He reported that he has received a number of calls from persons who paid their CSO bills and want to know what the City will do to make it fair for them because of the folks who did not pay. All he can do is listen and agree with the callers and their feelings. This issue may put Council in a corner. They are going to have to talk about it and come up with some type of proposal to level the field on this so that those who paid will feel that they are being treated fairly and equitably. This issue will carry into the year 2000 and continue to cost the Council time and resources.

Councilmember Adado confirmed the schedule for the Development and Planning Committee Meeting this Thursday at 2:00 P.M., rather than at 8:30 on Tuesday. He said that he shares Councilmember Murphy's concerns over the fairness on CSO fees. They are at an opportune time, in the middle of dealing with budget policies and priorities, if the administration will give them 30 additional days to get this resolved they may be able to identify a way that will make everyone even without making too large an impact on the budget. They have a grave responsibility here. They take into consideration many things that people do not even know about. They cannot be complacent. They have due process and a legal system. He agrees that the fair thing

Liquor Control Commission of Application by Baljit, Inc. to Transfer Ownership of 1999 DM License from Nariman, Inc. at 1220 E. Grand River
REFERRED TO THE CITY CLERK

4. Capital Area District Library Job Announcement

RECEIVED AND PLACED ON FILE

5. Suspension item from Councilmember Leeman; a Letter from residents of Center St., Beaver St., Pearl St. and Liberty St. regarding problems they experienced with Patrons of the Old Town Oktoberfest Celebration

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

6. Suspension item from Councilmember Adado; a Request from the Hmong Community for an Appropriation of Community Use Funds

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

7. Suspension Item from Councilmember Murphy; a Letter from Lewton School Principal Robinson and PTA President Buell regarding Safety Issues at the School and requesting Traffic Control Measures to address them

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

COUNCILMEMBER BEAL LEFT THIS MEETING OF THE LANSING CITY COUNCIL AT 8:57 P.M.

MOTION OF EXCUSED ABSENCE

By Councilmember Adado

To excuse Councilmember Allen from tonight's proceedings

Carried Unanimously

COUNCIL MEMBERS COMMENTS

to do is to refund the money, however, it is coming out of the right pocket and going into the left pocket. There are other issues from tonight that are of a concern to him, like the Oktoberfest. In many areas when there are festivals they get out of control. They heard today that there was a problem in Old Town. There should be an ordinance that requires perusal before a permit is issued to non-profit organizations. There are some things we can do to control situations like this and make sure that things are done the right way. Regarding the Police and Community Relations Conference on Saturday, He understands that this event went very well and that many people got a lot out of it. With regard to the findings in the investigation on the McKinstry shooting; this was properly scheduled. He asked that the Administration check to see when copies of the findings got to the North and South Side Police Precincts and to Central Office, and get this information to Council so that concerns can be alleviated. In the past two years they have been accused of being sneaky and conspiratorial, and of feathering the beds of those who support them. That really does not go on. There has been a lot of talk about the north side and the projects over there. They took this up a year ago and agreed to apply for the grant. Now citizens are saying that Council is doing something unfair for someone over someone else. They got the grant and it is incumbent on them to make sure that the project works. This will eventually make sure that Old Town becomes a better place to be and more vital and nicer for everyone who moves into the area. Before making accusations that they only help people who help them, citizens should find the facts, because that is far from the truth.

Councilmember Bauer said that she was at the Police and Community Relations Conference on Saturday. She thanked the Steering Committee for their work on this very well attended event. Over 200 people were there. It was extremely well organized and went very smoothly. Hats off to the Committee; this took a lot of work. The workshops were excellent and encouraged tremendous amounts of dialogue and sharing. This promoted increased understanding and people listened and learned a great deal.

Councilmember Meyer said that he appreciated the remarks made by Councilmembers Adado and Murphy. During public discussions people come before them and make

remarks that are not appropriate and are too reckless. There comes a time when they have to insist that those remarks have integrity. He congratulated the people who put on the NAACP Freedom Dinner. This was a splendid event, the passing of the torch was a wonderful ceremony. He announced the cancellation of the regularly scheduled Ways and Means Committee Meeting for this week.

City Attorney Smierka said that the supreme Court sent this case back to the appeals court so that they could deal with whether or not the decision was retroactive. The Court asked them for a brief as to whether Bolt acted on behalf of citizens and included Attorneys fees and the retroactive issue. The Court issued an opinion pointing out that there is a new rule of law in Michigan. He does not think Council can move until Mr. Bolt decides whether or not He will take this to Supreme Court on appeal. Then they can decide the fairness and equity issue.

MAYOR'S EXECUTIVE ASSISTANT'S
RESPONSE TO COMMENTS

Mr. Wiener acknowledged the work of the ENO in the presentation of the Outside and Inside brochure. He reported that the West Side Open House, held on Sunday, was very successful. They raised money for Advent House Ministries. He expressed appreciation to Genice Rhodes-Reed and the Board of Human Relations for the Police and Community Relations Conference. He appreciated the workshops too.

ADJOURNED 9:30 PM
MARILYNN SLADE, CITY CLERK

Councilmember Benavides said that they will have a lot of discussion as to what can and cannot be done about the CSO Fees. To assume that the Council is closed to any particular input is wrong. The Mayor is open minded and the City Council will discuss alternatives. They want to be fair and to compromise.



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF OCTOBER 25, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: -None

The Invocation and Pledge of Allegiance were led by Reverend Don Robinson of North Presbyterian Church

APPROVAL OF MINUTES

By Councilmember Leeman

To approve the printed Council Proceedings of October 18, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Allen

To accept the following under suspension of the rules:

1. From Councilmember Allen; a Resolution Approving Recognition of Non-Profit Status for the Lansing Civic Players Guild
 2. From Councilmember Murphy; a letter from Ingham County Commissioner Mark Grebner requesting a Correction to the Resolution of Appointment of Charles Bicey to the Ingham County/City of Lansing CCAB
 3. From Councilmember Adado; a letter from J & L Investments regarding a parcel of property they are conveying to the City
 4. From Councilmember Meyer; a Resolution for Transfer of Funds for Friends of Fenner
 5. From Councilmember Meyer; Requests for Transfer of Funds from the Mayor's Office
 6. From Councilmember Meyer; a Request that He be allowed a Point of Personal
- Councilmember Murphy thanked Saron Kolaskey for leading us in the National Anthem. He thanked City Council for providing the vehicle and opportunity for him to announce the prostate cancer screening event held last week. This allowed them to get the word out to as many men as possible.

Mayor Hollister announced that Halloween in the City of Lansing will be celebrated this Sunday, October 31, 1999. He urged parental guidance of trick-or-treating. Oldsmobile Park is offering "Fright Night" again this year. It is a little more scary this year than it was last year. He announced that a new Youth Advisory Board is being convened. They will go into training for one month. We are currently enjoying a wonderful Indian Summer, and Municipal Golf Courses are open for business at reduced rates. The Michigan Municipal League has recognized the City's "CUTT" truancy program with their Achievement Award, and cited it as an outstanding program of citizen participation. With the Holidays coming up, there is an increased need for blood and the Red Cross will sponsor a blood drive on Monday, November 1, 1999, all day, at the Richard and Olivia Letts Community Center. Please donate, if you can.

Privilege prior to Announcements of City Events and Special Ceremonies

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

Councilmember Meyer said that He is personally and professionally embarrassed to report that He was pulled over by the Police last Tuesday night for drinking and driving. Like any other citizen, He was taken to the Police Station and spent a few hours under the supervision of the Lansing Police Department. He thanked LPD for the professionalism they exhibited during this incident. This constituted a tremendous lapse in judgement and a lack of common sense on his part. He takes total responsibility for this lapse and promises that this is the first, and the last time, that it will ever happen. He apologizes to his friends, family, colleagues and residents of the City for the embarrassment he has caused.

Council President Benavides thanked Member Meyer for his frank discussion and for accepting responsibility for his actions. His colleagues honor his responsibility and integrity and have confidence that he will take full control of his life.

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events

Councilmember Allen announced that Rex Gillette will celebrate his 72nd Birthday on Tuesday, November 2, 1999. He has invited people to join him to celebrate. She announced that she took part in a Lip-Sync Concert last weekend that raised over \$30,000 for scholarships. This was a wonderful event and a lot of fun was had by all for a very good cause. She announced that the Michigan Capital Girl Scout Council will honor 6 Girls from Lansing.

Councilmember Bauer announced that this Thursday, the LCC Women's Resource Center is celebrating their 25th Anniversary. Also on Thursday, the Capital Area Region Community Foundation will meet at the Kellogg Center. The Greater Lansing Housing Coalition will meet this Wednesday from 4:30 to 6:30 at their latest rehab project, 823 Bancroft. This is the 50th home that they have rehabilitated in our community.

Councilmember Leeman thanked Captain Rick Cook of LPD for the splendid grand opening celebration for the North Side Police Precinct Station House. This was a very successful event.

➤ Special Ceremonies

A. Council Vice-President Bauer presented a resolution of Tribute to Elizabeth Homer, in honor of her induction into the Michigan Women's Hall of Fame. The City is very fortunate to have gained Ms. Homer as a recent employee in the position of Supervisor at the Turner Dodge House.

B. Mayor Hollister, along with Parks and Recreation Director R. Eric Reickel, Presented Councilmembers with copies of the new Parks and Recreation Park Map and introduced Sponsors; Tom Granger, who provided financing, Ken Stockwell, who helped recruit supporters, Doug Schultz of Capitol Consultants who produced the map and Bill Ruston from Public Sector Consultants, who helped with production. Mayor Hollister thanked them for the superb job they did and said that one of the selling points of the City is the fact that we have 108 Parks. This map shows the location of the Parks and their relationship to City Schools. This is one of the first things that people look at when they are considering moving into a community,

"where are the schools, and where are the parks for our kids" Mr. Raickel announced that the maps will be available at the Parks & Recreation Department, Community Centers, and in the City Hall Lobby.

PUBLIC'S AND MAYOR'S COMMENT
● N E G I S L A T I V E M A T T E R S

➤ Public Comment on Scheduled Public Hearings:

1. In consideration of SLU-08-99, Vacant Land located at 1400 W. Jolly Rd., Petition for Special Land Use filed by Strudwick AFC, Inc. to Allow for Construction and Operation of a Residential Care Facility for Twelve Persons

Sharon Yerian of 1321 S. Briarfield stated her objections to the plans for SLU-08-99 at 1400 W. Jolly Rd. to allow for an adult care facility. Both the structure and the parking lot will be constructed right behind her back yard. She has put a lot of money into her back yard. She does not have a cottage on the lake, so she has put \$20,000 into a swimming pool and landscaping of her backyard. This parking lot could be placed to the east, or to the west of this parcel. She has a dog that is kept outside in her backyard. If they put a parking lot back there, her dog is going to bark everytime it is used, and before long she will get a citation for a nuisance dog.

Vern Norris of 5015 Tressa Dr. said that they don't oppose the entire project, just the proposed location of the building and parking lot. The project would be okay if they would relocate the facility on the lot.

Randy Lloyd of 5023 Tressa said that he has had concerns with this proposal all along, Burt Burleson, Assistant City Attorney, said that this ordinance will bring the City's laws into compliance with State Law amendments that became effect on October 1, 1999. We are incorporating the zero tolerance approach, as well as child endangerment provisions that were adopted by the State of Michigan. This ordinance provides increased sanctions and penalties consistent with State allowances. We will now have the discretionary option to provide seizure and forfeiture of motor vehicles used while operating under the influence, or impaired.

Christine Timmon of 335 E. St. Joseph said that too many people are getting killed from drinking. This is a really serious problem that we cannot do too much to discourage people, especially teens, from drinking. We have to let kids know that we are not going to tolerate this from grownups, and we will not tolerate it from them either.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

3. In consideration of an Ordinance Amending Chapter 5 by Repealing Sections 5.15(d) through 5.15(k)

There were no comments on this public hearing

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

➤ Public Comment on Legislative Matters:

There were no comments on Legislative Matters

LEGISLATIVE MATTERS
R E S O L U T I O N S

RESOLUTION #498
BY COUNCIL MEMBER JOAN BAUER
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Elizabeth Homer, a treasured employee of the Michigan Women's Hall of Fame and now the supervisor of the Turner Dodge House and Park for the City of Lansing; and

WHEREAS, Elizabeth Homer, as State Director of the national Organization for Women's Project on Equal Education Rights, pursued helping school districts identify and resolve sexually discriminatory practices and policies; and

because of the parking lot, because it is within 10' of his backyard. He asked to be notified of the meeting at which the Development and Planning Committee will take up this issue.

Ruby Strudwick of 3726 Delta River Dr. provided Councilmembers with copies of the drawings for the facility they are talking about. She, and the developers, have met with the neighbors on the location of the building site and the parking lot. They can move the house. This is a three acre parcel of property, they have room to move the structures around, and she is willing to work with the neighbors to allay their concerns.

Councilmember Adado said that this special land use petition will most likely not be taken up by the Development and Planning Committee much before November 16, 1999, however, if speakers tonight will leave their names and phone numbers, Council Staff will get back with them when the issue is scheduled on their agenda

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

2. In consideration of an Ordinance Amending Chapter 608 by Adding New Sections, Sections 608.07, 07(a), 07(b), 07(c), 07(d), 07(e), 07(g), 07(h), 07(m), 07(n) and 07(o), for the Purpose of Prohibiting the Operation of a Motor Vehicle Within the City of Lansing While Under the Influence of Intoxicating Liquor or Controlled Substances or While Impaired, or by a Person Less than 21 Under the Influence, or to Operate a Vehicle Under the Influence With A Person Less than 16 Years of Age in the Vehicle

Rosaline Bieber of 323 N. Walnut #312 said that she is here to find out something interesting about the new drunk driving ordinance.

WHEREAS, Elizabeth Homer's efforts have helped to feature females in all curriculum, reduce stereotyping in vocational programs, increase female participation and recognition in sports, and bring women and minorities into higher paying administrative jobs; and

WHEREAS, Elizabeth Homer published her research of formerly little-known women leaders of Michigan and produced several excellent studies for the Michigan Women's Studies Association, including "Michigan Women's Suffrage: A Political History," and "How the Suffragists Changed Michigan;" and

WHEREAS, Elizabeth Homer has produced high quality museum exhibits for the Michigan Women's Hall of Fame and has been constantly requested to speak in a wide variety of venues about aspects of equal opportunity; and

WHEREAS, Elizabeth Homer's efforts have been recognized by her peers, colleagues, and the Michigan Women's Hall of Fame;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, solutes Elizabeth Homer for her induction into the Michigan Women's Hall of Fame on Thursday, October 21, 1999.

By Councilmember Bauer

Carried Unanimously

RESOLUTION #499
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
SALE OF PROPERTY LOCATED AT 930 W. HILLSDALE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, pursuant to the Seven Block Area Development Plan, as amended, the City has acquired the vacant lot located at 930 W. Hilldale Street (Parcel 3301-17-478-141); and

WHEREAS, the property has been acquired for the purpose of splitting the lot and adding side yard area of equal size to the properties located at 924 and 1000 W. Hilldale as part of the revitalization plan for the Seven Block Neighborhood; and

WHEREAS, pursuant to the property disposition policy established in the Plan, it is

recommended that each portion of the lot resulting from the lot split be sold to the two (2) adjacent property owners for a nominal sum of \$1.00 per front foot plus all closing costs;

NOW THEREFORE BE IT RESOLVED, that the Lansing City Council hereby authorizes the sale of the following described real property by warranty deed:

The West 18.5 feet of the East 47.5 feet of Lot 17, Block 8, Bush, Butler & Sparrow's Addition, City of Lansing, Ingham County, Michigan, The West 18.5 feet of Lot 17, Block 8, Bush, Butler & Sparrow's Addition, City of Lansing, Ingham County, Michigan, according to the recorded plat thereof as recorded in Liber 51 of Deeds, Page 392, Ingham County records;

to Robert Gray for the sum of thirty one and 50/100 dollars (\$31.50).

BE IT FINALLY RESOLVED, that the Mayor, on behalf of the City, is hereby authorized to sign and execute all necessary documents to effectuate the sale and transfer of the property, subject to prior approval as to form by the City Attorney.

By Councilmember Adado

Carried Unanimously

**RESOLUTION #500
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
SALE OF 10.06 S. GRAND AVENUE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, pursuant to a resolution adopted by the City Council August 31, 1998, the Administration has proceeded to offer the single family home located at 10.06 S. Grand Avenue for sale at the fair market price to a household willing to occupy the structure as owner/occupant; and

WHEREAS, Gerald Holloway has signed an Offer to Purchase to purchase the property from the City for the fair market value of \$54,900.00; and

WHEREAS, the Offer was placed on file with the City Clerk 30 days prior to the October 18, 1999 public hearing held on the proposed sale, all in accordance with Section 20.808 of the Lansing Code of Ordinances; and

WHEREAS, the Council's Committee on Development and Planning has reviewed the Offer and concurs with the recommendation of the Administration to sell the property pursuant to the terms contained therein;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council hereby approves the sale of the real property located at 10.06 S. Grand Avenue more particularly described as:

The North 6 rods of Lot 1, Block 199, Original Plat, City of Lansing, Ingham County, Michigan, according to the plat thereof recorded in Liber 2 of Plats, Pages 36, 37 and 38, Ingham County Records;

to Gerald Holloway for the sum of \$54,900.00, plus closing costs, and according to all other terms, conditions and contingencies contained in the aforesaid Offer to

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council does hereby approve the sale of a 10.384 acre parcel of property located on the west part of the BTS site east of North Pennsylvania Avenue and south of Orchard Court and legally described in Attachment A in the Offer to Purchase and Contract of Sale between the City of Lansing and the Lansing School District placed on file with the Lansing City Clerk June 28, 1999, to the Lansing School District for the sum of \$1.00 plus closing costs according to all other terms and conditions contained in the aforesaid purchase agreement.

BE IT FINALLY RESOLVED, that the Mayor, on behalf of the City, is authorized to sign and execute all necessary documents to effectuate the sale and development, including the purchase and development agreement, subject to their prior approval as

according to the recorded plat thereof as recorded in Liber 51 of Deeds, Page 392, Ingham County records;

to John H. and Elizabeth Duncan for the sum of thirty one and 50/100 dollars (\$31.50).

BE IT FURTHER RESOLVED, the City Council authorizes the sale of the following described real property by warranty deed:

Purchase.

BE IT FURTHER RESOLVED, that pursuant to Federal Program requirements, all proceeds from the sale of the property shall be returned to the City's Emergency Shelter Grant Program to finance rehabilitation of shelter facilities

BE IT FINALLY RESOLVED, that the Mayor is authorized to sign and execute all necessary documents to effectuate the sale, subject to their prior approval as to form by the City Attorney

By Councilmember Adado

Carried Unanimously

**RESOLUTION #501
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
SALE OF A 10.384 ACRE PARCEL OF PROPERTY
LOCATED ON THE BOYS TRAINING SCHOOL SITE OF
THE LANSING SCHOOL DISTRICT**

WHEREAS, pursuant to Resolution #024, adopted by the City Council February 1, 1999, the City has acquired a 35 acre parcel of property known as the Boys Training School ("BTS") Site for the purpose of developing the property pursuant to the Boys Training School Site Planning and Development Study ("Plan"); and

WHEREAS, pursuant to Resolution #377, adopted by City Council August 1, 1998, once the City acquires the property from the State of Michigan, the West 10.384 acre parcel of the BTS Site located east of North Pennsylvania Avenue and south of Orchard Court is to be sold to the Lansing School District for the sum of \$1.00 for the purpose of facilitating the development of athletic fields pursuant to the BTS Plan, and according to specifications and a time frame to be established in an agreement to be worked out between the Lansing School District and Sparrow Health Systems; and

WHEREAS, the Lansing School District has executed and delivered to the City a purchase agreement for the property; and

WHEREAS, the Lansing School District and Sparrow Health Systems have signed an agreement stipulating terms and conditions regarding the development of athletic fields pursuant to the BTS Plan; and

WHEREAS, the purchase and development agreement was placed on file with the City Clerk 30 days prior to a public hearing on the proposed sale held before the Lansing City Council August 2, 1999, all in accordance with the requirements of the Lansing City Charter and the Lansing Code of Ordinances;

to form by the City Attorney.

By Councilmember Adado

Carried Unanimously

**RESOLUTION #502
BY THE DEVELOPMENT AND PLANNING COMMITTEE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the Lansing City Council has previously established an Industrial

Development District (IDD-1-99) on May 24, 1999, on the property located at 3500 North Martin Luther King, Jr. Blvd., and

WHEREAS, the City of Lansing received and filed an application from BioPort Corporation requesting an Industrial Facilities Exemption Certificate (IFT-4-99) for real and personal property investments pursuant to Public Act 198 of 1974, as amended; and

WHEREAS, a public hearing was held October 11th, 1999, on the Industrial Facilities Exemption Certificate (IFT-4-99) filed by BioPort Corporation, at which all owners of land within IDD-1-99, other City residents and taxpayers, the assessor and the representatives of the legislative body of each taxing unit that levies ad valorem taxes for the IDD-1-99 area had the opportunity to appear and be heard; and

WHEREAS, BioPort Corporation has substantially met all of the requirements for said Exemption Certificate as required by Public Act 198 and by the policies of this Council;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council finds and determines that the granting of this Industrial Facilities Exemption Certificate considered together with the aggregate amount of certificates previously granted and currently in force under Public Act 198, shall not have the effect of substantially impeding the operation of the City of Lansing, nor impairing the financial soundness of any taxing unit which levies ad valorem taxes in the City of Lansing.

BE IT FURTHER RESOLVED that the Lansing City Council hereby approves the application of BioPort Corporation for an Industrial Facilities Exemption Certificate (IFT-4-99), for real and personal property investments in the area included in IDD-1-99 legally described as:

A parcel of land in the NE 1/4 of section 5, T4N, R2W, Ingham County, Michigan and more particularly described as commencing at the northeast corner of said section 5; thence N89°59'49"W 124.94 feet, on the north line of said section 5; thence S00°00'11"W 33.00 feet, to the point of beginning of this description; thence S33°12'59"W 315.33 feet; thence N53°08'14"W 101.37 feet; thence S89°11'38"W 47.55 feet; thence S00°42'03"W 63.21 feet; thence S85°45'02"W 73.97 feet;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the re-appointment of Walter G. Smiley to the Board of Electrical Examiners as the Journeyman representative for a term to expire June 30, 2003.

By Councilmember Murphy

Carried Unanimously

RESOLUTION #504
BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Manager of Code Compliance has requested setting of public hearings on orders by the Demolition Hearing Officers(s) to demolish or otherwise make safe dilapidated structures at several addresses;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, directs that Public Hearings be scheduled and announced for 7:00 p.m. on Monday, November 8, 1999, in the 10th Floor Council Chambers of City Hall for the purpose of receiving public comment on the orders to demolish or otherwise make safe dilapidated and dangerous structures located at:

427-429 Dorrance Place
3301-15103-101-5
Lot 1 Block 3 Assessor's Plat No. 7

38 S. Hayford
3301-14359-442-7
Lot 418, Also E 5 ft. of Vacated Alley
Leslie Park Sub

thence S00°59'58"W 106.92 feet; thence 132.16 feet, on the arc of a curve to the right with a central angle of 33°53'13", a radius of 223.46 feet, and a long chord bearing and distance of S22°22'16"W 110.25 feet; thence S70°26'51"W 146.5 feet; thence S77°08'54"W 229.3 feet; thence S88°34'58"W 114.9 feet; thence S01°57'43"E 41.46 feet; thence S83°02'17"W 53.47 feet; thence S01°57'43"E 112.00 feet; thence S83°02'17"W 351.61 feet; to the easterly right of way line of Martin Luther King, Jr. Blvd./Logan Street; thence N00°28'13"E 716.63 feet, to the southerly right of way line of Sheridan Road; thence S82°59'43"E 1155.21 feet, on said right of way to the point of beginning, containing 12.56 acres more or less

for a period of (12) years; provided that this resolution shall be effective upon the execution of a written Industrial Facilities Exemption Certificate Agreement between BioPort Corporation and the City of Lansing, in the form as filed with the City Clerk.

BE IT FINALLY RESOLVED that the Mayor, on behalf of the City, is authorized to execute the afore stated agreement, subject to prior approval thereof as to form by the City Attorney.

By Councilmember Adado

Carried Unanimously

RESOLUTION #503
BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has re-appointed Walter G. Smiley, 423 W. Grand River, to the Board of Electrical Examiners as the Journeyman representative; and

WHEREAS, the Committee on Public Safety concurred with the re-appointment of Walter G. Smiley on October 20, 1999;

BE IT FURTHER RESOLVED that the Manager of Code Compliance is requested to make all required notifications regarding these hearings.

By Councilmember Murphy

Carried Unanimously

RESOLUTION #505
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Charter of the City of Lansing requires the Council to adopt an annual statement of Budget Policies and Priorities serving to guide the administration in developing and presenting the Fiscal Year 2000-2001 budget; and

WHEREAS, the policies contained herein re-affirm the City Council's commitment:

- to improve and maintain the City's infrastructure;
- to preserve and ensure clean, safe, well-maintained housing and neighborhoods;
- to provide comprehensive and affordable recreational programs and youth and family services;
- to automate work programs for improved efficiency in service delivery; and
- to contain costs;

WHEREAS, in its FY 2000-2001 budget priorities new programs are proposed, the City Council does not maintain that the overall spending should increase as a result, but rather, funding for these new programs be generated through the reduction of spending

in existing program areas;

NOW, THEREFORE, BE IT RESOLVED that the following statement of policies and priorities shall remain in effect from the date of adoption and shall govern budget development in FY 2000-2001 and all successive years unless otherwise amended:

GENERAL FUND

Limit all non-payroll operating costs to the 1.91%, the measure of annual inflation as established annually by the State Tax Commission:

- ✓ The City's revenues are not rising as fast as they once did ever since Proposal A limited the individual property assessment increases to the rate of inflation or 5% as determined by the State Tax Commission. For FY 2001 the State Tax Commission has determined the taxable value would be limited to a 1.91% increase. The City, therefore, must keep total expenses in check. Since payroll/benefits represent nearly 80% of the City's General Fund
- ✓ In light of the court decision, the Council and the Administration will need to work together to deal with any CS issues including equity and revenue adequacy.

Sewer rates shall not increase more than five percent.

- ✓ As adopted as part of the FY 2000 budget resolution 4233, existing policy is strongly reaffirmed to limit the sewer fee increases to be 5% or less.

Create a sinking fund within the General Fund for CS project with a minimum contribution of \$250,000.

- ✓ Unlike last year when it voted to enact a 25 general fund millage reduction while at the same time an increase in sewer fees, the Council would prefer to create a sinking fund within the General Fund to help offset the future increases that may be necessary in a few years to fund the CS project.

HUMAN RELATIONS AND COMMUNITY SERVICES DEPARTMENT

Provide facilities and activities for teenagers.

- ✓ The recurring theme from Students in Government is the lack of facilities/activities targeted at and structured for teenagers, in particular a teen center. In regard to the latter an amount sufficient to do site assessments and preliminary design work shall be included in the budget. It is envisioned that there will be substantial involvement by students from city high and middle schools in site assessment and preliminary design.

Establish a Youth Advisory Commission to review the City's delivery of programs and services to youth.

- ✓ A Youth Advisory Commission should be established to help guide the Council's decision making and resource allocation regarding programs and services for youth.

Cap Cable Grants at FY 2000 level.

- ✓ The prior Council adopted a resolution which divided the proceeds of the City's Cable Revenue on a straight percentage basis. Over the last four years, as cable fees increased 34%, dramatically faster than
- ✓ Throughout the City cars speed through residential areas too regularly. Many drivers cut through neighborhoods to avoid traffic lights, or to get from one main road to another. The Council would like the Police Department to have a "Speed Wagon" for each Ward, and to provide greater presence in the

budget, are established by union contract negotiations, and typically rise faster than the rate of inflation due to the health care portion, the only opportunity to keep total operating expenses in check is to limit the increase to all non-payroll accounts.

Reduce debt service millage as bonds are paid off. No new commitment of the millage beyond the fire stations.

- ✓ In FY 2002, the City's millage for debt service will be reduced. Last year part of the millage reduction was included as an option to finance the two new fire stations. To increase the City's competitiveness to maintain existing businesses and to recruit for new facilities, the Council would like to reduce the property taxes for all.

The Council and the Administration shall work together to resolve any issues that arise from "Bolt/Lansing" storm water litigation:

the rate of inflation, so too did the cable revenue grow. Rather than continue that practice, Council would cap Cable Grants at FY 2000 level which received 12% increase over FY 1999 levels. Any Cable Revenue increases above the FY 2000 would be allocated as part of the City's General Fund.

Subsidize the ambulance costs for low-income, non-insured residents.

- ✓ Last spring, residents testified that their friends used the back of a pickup to transport someone to the hospital because they could not afford to pay the cost for an ambulance. The City should publicize the availability of current programs.

LEPPA

Budget for City Expenses for LEPPA Festival

- ✓ The Council supports the efforts of LEPPA to host a week long summer concert series in Riverfront Park to encourage more people to come to downtown. Funding should be appropriated to pay for Departments' (Police, Parks and Recreation, Public Service, Planning and Neighborhood Development, et al) expenses associated with the concert series.

PLANNING AND NEIGHBORHOOD DEVELOPMENT

Traffic Calming - staffing and implementation

- ✓ Traffic is increasing in residential areas. To keep cars from speeding through neighborhoods, appropriate traffic calming devices should be installed after the areas are studied. Adequate funds should be set aside for additional staff and implementation costs.

Housing Code - code enforcement and update fees

- ✓ The Department shall ensure that Code Compliance Division has adequate staffing and equipment to ensure the Housing Code is properly implemented and enforced.

POLICE DEPARTMENT

Enforce Residential Speed Limits

neighborhoods during peak traffic hours

TV Cameras in Police Cars

- ✓ Communities around the nation have turned to installing TV cameras

in police cars as a safety measure. As an experiment, the Council would like to see television cameras installed in several police cars from the North Precinct and South Precinct.

Police/Community Relations

- ✓ The Department must implement and comply with the Michigan State Police guidelines for reporting profiling of race, gender and age at traffic stops.

Evaluate North/South Precincts, Community Policing

- ✓ Continue TQM policy for police with regards to "customer" satisfaction. Establish a benchmark for the number of housing improvements, increase in State Equalized Value, reduction in crime in the area near the North and South Precincts.

PARKS AND RECREATION DEPARTMENT

Parks and Recreation Department shall complete a vigorous examination of the existing park land owned by the City for the intent of decommissioning nonproductive parcels)

- ✓ Over the last two years, the City purchased nearly \$2 million of park assets. As additional park lands are included, the Parks and Recreation Department cannot provide the same level of mowing and other maintenance to all if funding is not also increased. Therefore, to decrease the operational costs for the Parks and Recreation Department, the Council would like the Department/Parks Board to evaluate park land and prepare a list of parcels that it would be willing to sell off as parcels that are non-productive parcels ~~such as Larch Park, Kimberly Park, etc.~~

Fund Youth Football

- ✓ The MMYFL is a great program. Volunteers coach but need the City's help with the "business" end. The Department should partner with officials of the Mid-Michigan Youth Football League to help publicize its program and to provide a football field with adequate stands, concessions/res. rooms and scoreboard, officials, etc. The City's Grants Coordinator should pursue additional
- ✓ Residents want to maintain beautiful lawns and gardens. Because the sewage fees are based on water consumption, many residents cannot afford to water their lawns and gardens as often as they would like. The Board of Water and Light has offered to provide separate meters for outside water consumption. Public Service Department and Finance Department must review impact on CSO funding and establish an appropriate surcharge to pay for Inflow and Infiltration (I and 1).

Pro-active Plan to Renovate alleys, sidewalks, dirt roads

- ✓ The Public Service Department shall develop and submit to Council a schedule for each ward for maintaining alleys, improving sidewalks, and paving dirt roads.

Monitor Contractors at construction sites

- ✓ Establish and maintain greater oversight of contractors at construction sites. Pro-actively inspect construction sites on an ongoing basis to ensure the sites are safe, and cleaned up before payments are made.

COURTS

Move/Increase Security for Probation Division

fund through grants.

City Beautification Efforts

- ✓ The City shall take steps to dramatically improve the efforts of the City's "Beautification Squads" to eliminate weeds growing in the city's curbs, sewer lines, and planter boxes. In addition, the City shall upgrade and maintain main gateways to the Capitol/Downtown area. Excluding the area of the Principal Shopping District, the expenditures shall be divided equally between all Wards as possible.

Develop new entrance/facilities to turn Crego Park into a fishing park

- ✓ After spending millions to clean up the toxic waste in it, Crego Park is an under utilized park asset. Efforts should be made to create a new park entrance and access points to create a passive, day-use, catch and release recreational fishing opportunity at Fidelity Lake.

Implement Mutt Mitts for dog waste in all city parks and create an education/enforcement campaign

- ✓ Too many individuals walk their dogs in the park without taking the effort to clean up afterwards due to lack of materials to do so. To eliminate this problem, Mutt Mitts should be readily available at each City Park to enable individuals to properly dispose of any dog waste. "Green Bag" surplus funds should be allocated to pay for the program.

Lighting for River Trail

- ✓ To increase safety and its use at night the River Trail from Clippert Street to Pennsylvania Avenue, lighting should be installed.

PUBLIC SERVICE DEPARTMENT

Pending a review of the cost, allow separate meters for lawn sprinkling

- ✓ Currently Probation Division, located in the Annex on Washington Square, does not have the security provisions that have been implemented in City Hall and the Police Department. The proposal would either move the Probation Division to the vacated portion of the Police Department or provide metal detectors and other security measures to protect Probation workers.

FINANCE/PURCHASING

Increase purchasing contracts with women- and minority-owned businesses

- ✓ Improve efforts to recruit and encourage women and minority-owned businesses to bid on purchasing contracts. Report to council on a quarterly basis, the number of contracts and the percentage let by race and gender.

By Councilmember Bauer

To accept substitute for the resolution originally contained in the City Council Packet, and to accept a friendly amendment to the substitute resolution proposed by Councilmember Leeman, to delete the reference to Larch Park and Kimberly Park in the first paragraph under the Parks and Recreation Department, and to place an affirmative roll on the substitute resolution as amended.

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

NAYS: 1 (Councilmember Adado dissenting)

RESOLUTION #506
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, The Lansing Civic Players Guild Incorporated, has requested a resolution of recognition as a non-profit organization operating in the Lansing community for the purpose of obtaining a gaming license; and

WHEREAS, the City Attorney has reported that, based on a review of the documentation submitted, the applicant qualifies as a non-profit organization;

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby recognizes The Lansing Civic Players Guild Incorporated as a non-profit organization operating in the Lansing community.

BE IT FURTHER RESOLVED the City Clerk is directed to provide a copy of this resolution to The Lansing Civic Players Guild Incorporated.

By Councilmember Allen

To discharge the Committee on General Services from consideration of this item

Carried Unanimously

ORDINANCES FOR INTRODUCTION

There were no Ordinances for Introduction

ORDINANCES FOR PASSAGE

There were no Ordinances for Passage

OTHER BUSINESS

Public Comment on City Related Matters

Gordon Wilson of 2304 Midwood urged all voters to get out on November 2, 1999, and vote. Schools are very important, we need the best people to turn the school system around. Our children are now competing on a global basis. The rain fee issue is a two edged sword. We need an equitable settlement on this issue. Crime in Lansing is not going down. He spent a day in the hospital with a man he has known all of his life who was assaulted with a knife. This is a shame. The City needs a fair code compliance office. We need to elect the right people to handle these issues.

Belinda Fitzpatrick of 224 S. Holmes stated that she is a write-in candidate for the First Ward Council race. She wants to serve on Council because she can make a difference that no one else can make. The First Ward contains a wide spectrum of cultural and economical diversity. She can relate equally well to the rich and to the poor. She has experience in property ownership, as well as brownfield redevelopment and land use.

Eugene Buckley of N. Hayford St. said that he wants a charter revision to change the City from a Strong Mayor form of Government to a City Manager system. He urged listeners to attend the Citizens for a Better Lansing (CBL) Meeting at the Foster Street Community Center this Wednesday.

Councilmember Allen noted that Mr. Buckley attends Council meetings every week and makes accusations about Councilmembers and about the Mayor. She listens very carefully to him, contrary to what he says, she does not view him as a fool, but as a very unhappy person, and she does not understand why someone who hates Lansing as much as he says he does continues to live here.

Helen Fiser of 12100 S. Cork Rd. in Morrice, MI said that 9 months ago she asked for a report of the amount of dollars spent in litigation defending the storm water enterprise

By Councilmember Allen

To place an affirmative roll on the resolution

Carried Unanimously

RESOLUTION #507
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$25,000	Estimated Revenue-Infrastructure 410.0.170001.0	Park Acquisition and Development 410.933890.970000.013021

(Donation from Friends of Fenner to go toward the purchase of the Curtiss property, pursuant to sources discussed with approval of Resolution 9451 of September 27, 1999. In lieu of placing this donation in a separate account, transfer provides authority to expend these funds in addition to the \$75,000 currently authorized, from the Park Acquisition and Development Account. Revenue detail account 410.0.675003.0)

By Councilmember Meyer

Carried Unanimously

fee. Council does not need to wait and wait for a legal ruling to do what is right. This grassroots movement is not going to sit still. They will get their money back.

Alexander Bolt of 1230 Reed Rd. said that Council has left their options open for another sewer rate increase of 5% next year. The Appeals Court ruled against him in a 2/1 vote, because they say he did not ask for any money, so he does not get any. This ruling has setup two separate classes. The core issue that needs to be addressed is tax payers rights under the Headlee Amendment. His attorneys are ready, willing and able to pursue an appeal to the supreme court of the Appellate court ruling on the retroactive refund of fees. He will give them the go ahead to do so.

Marcella Prince of 1541 Knollwood thanked Mr. Wiener, Dennis Sykes and Henry Hernandez for coming out to her house last week and touring her neighborhood. She made several suggestions during that tour, and many of them have already been taken care of.

Frank Curtis "X" said that a lot of people are after his vote. He has made a proposal for a project on the South Side to get a place for the kids. He urged all of his "brothers and sisters" to go out and buy a copy of "Black America".

Willy Williams of 505 W. Lenawee thanked Councilmember Allen for speaking up to Mr. Buckley. He announced his endorsements for the November 2, 1999 General Election.

Mrs. Ernestine McMullen said that the City need a lot of prayer, and she is here to pray for them tonight. She prayed for help for our City, and asked God to favor our city with less homeless people, less hungry people and more healthy people, and to give all of us peace and mercy. This can be a good City. We can alleviate suffering that she hears at Council Meetings every Monday Night. She urged everyone to make it a date to come to Council Meetings on Monday Nights and see what City Officials are going through. She hopes we can alleviate the pain and suffering that they have to listen to. The people who come down to Council Meetings and state their problems get help with them. She urged everyone to come to Monday Night City Council Meetings and ask for what they want.

Charlene Decker of 2711 Pleasant Grove Rd. said that the upcoming election is absolutely vital. She asked why the City's public relations firm has not been used to encourage people to vote. She objected to the statement that Councilmember Allen made to Mr. Buckley. She stated her endorsements of candidates.

Christine Timmon of 335 E. St. Joseph stated her endorsements of candidates. She stated that she has been absent from City Council Meetings lately, because she has been in sensitivity training

COMMITTEE REPORTS

1. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

2. Letters from the City Attorney re:

a. Saga Broadcasting Corp. v City of Lansing, et al

RECEIVED AND PLACED ON FILE

b. Alexander Bolt v City of Lansing

RECEIVED AND PLACED ON FILE

3. City of Lansing External Audit Report for Fiscal Year Ended June 30, 1999

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

4. Letter from Internal Auditor, Greg Koessel, submitting an Audit of the Golf Fund Cash Receipts

REFERRED TO THE COMMITTEE ON WAYS AND MEANS

5. Letters from the Mayor re:

a. Transfer of Funds; IPD, IFD

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

b. Letter of Appreciation from Lansing Association of Women's Clubs to PND Employees

RECEIVED AND PLACED ON FILE

c. Conversion of Parking Lot 15 to an Attended Parking Operation

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

d. ACT-32-98; 1850 S. Washington Ave., Vacation of the Alley Along the Conrail Tracks West of Washington Ave.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

e. Industrial Facilities Exemption Certificate (IFT-04-99) for BioPort Corporation

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

f. Administrative and Executive Transfers

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

g. Letter of Appreciation from Barb Smith and Her First Grade Students at

5. Suspension item from Councilmember Adado; a letter from J & L Investments regarding a parcel of property they are conveying to the City

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

COUNCIL MEMBERS COMMENTS

There were no Committee Reports

CITY OFFICER & BOARD REPORTS

Cavanaugh Elementary School to Chief Martin to LFD
RECEIVED AND PLACED ON FILE

h. News Releases; Street Numbers are Lifesavers

RECEIVED AND PLACED ON FILE

i. Letter of Appreciation from Richard Henderson to LFD Officers Parks, Cook and Winarski

RECEIVED AND PLACED ON FILE

j. Board of Water & Light Capital Expenditure Forecast for FY 2000 through 2005

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

k. Lady Hill Neighborhood Association New Coordinator, David Schade

RECEIVED AND PLACED ON FILE

l. Suspension item from Councilmember Meyer; Request for Transfer of Funds from the Mayor's Office

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

1. Claim Appeal of Teri Ann Ruthruff & Alfred James Dexter, Jr. of 3120 Pleasant Grove Rd.

REFERRED TO THE CITY ATTORNEY AND THE COMMITTEE ON GENERAL SERVICES

2. Capital Area District Library Job Announcement

RECEIVED AND PLACED ON FILE

3. Resolution Adopted by the Ingham County Board of Commissioners Waiving the Term Limitation Policy for Advisory Board Appointment and Authorizing the Reappointment of Mary Kay Scullion for a Term To Expire December 31, 1999

REFERRED TO THE MAYOR AND THE PUBLIC SAFETY COMMITTEE

4. Suspension item from Councilmember Murphy; a letter from Ingham County Commissioner Mark Grebner requesting a Correction to the Resolution of Appointment of Charles Bicey to the Ingham County/City of Lansing CCAB

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

Councilmember Murphy confirmed the regularly scheduled meeting of the Public Safety Committee this Wednesday at 8:00 A.M. This meeting is open to anyone with an interest in attending. He expressed condolences to the family of Jessie Willoughby, who passed away last week.

MAYOR'S EXECUTIVE ASSISTANT'S
RESPONSE TO COMMENTS

Mr. Wiener acknowledged the comments made by Mrs. Prince. A group of City Officials did go out and visit Mrs. Prince's neighborhood last week. Her visit to Council was an inspiration for the City to respond in kind. He urged other residents to come in and work with the City on their concerns. Hopefully, we can work together to resolve issues.

He said that he, too, has been angry with Mr. Buckley's comments and accusations of corruption that are made on a weekly basis. He has ignored them, because they are so outrageous. He resents the idea that Mr. Buckley puts forth, that the City would take action on an issue because someone bribed us to do so. It is outrageous that Mr. Buckley would make these comments week after week like he does. Mr. Buckley is entitled to live in the City, and we accept criticisms, but these comments are outrageous. With regard to the storm water enterprise fee, this is a very complex issue that we have been dealing with. We are between a rock and a hard place. We are obligated by the Federal Government to clean up our rivers and fix our sewers. We have developed a 30 year plan to do so, that will cost \$106,000,000 to complete. That is \$5,500,000 per year to pay for this responsibility. We made a good faith effort to come up with a plan to raise funds to meet our obligations. This plan was controversial from the start. It never had one hundred percent agreement from the public. The public was outraged. The public always supported the idea of cleaning up the river, but could not form a consensus as to how to pay for it. The plan they came up with was taken to court. The Supreme Court decision on this matter has a lot of implications. The Appeals Court has said that the City does not have to repay the money that we collected. Mr. Bolt has the right to appeal that decision, and he has stated tonight that he will do so. It is not appropriate for the City to pay any money, until after Mr. Bolt goes back to Court. We have to see this through to the end. If the Court orders repayment, we will do so. This is a controversial issue, and will continue to be so, because there is no simple solution. We will continue to deal with it until we have found a reasonable solution. He stated that these comments are made of his own volition, and were not engendered by Mayor Hollister in any way.

ADJOURNED 9:30 PM.
MARILYN SLADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF NOVEMBER 1, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: None

The Invocation and Pledge of Allegiance were led by Pastor King of the First Baptist Church of the Nazarene

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of October 25, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Adado

To accept the following under suspension of the rules:

1. From Councilmember Adado; a request that the Rules be Suspended to allow for the Addition of a Special Ceremony to allow David Wisenberg, President of IAFF Local #421 to make a presentation regarding the Contract Negotiations for Firefighters
2. From Councilmember Murphy; a letter from Gail Campana of 912 Princeton Ave. submitting a petition from the Princeton Ave. Neighborhood Association regarding a nuisance house located at 911 Princeton
3. From Councilmember Murphy; a letter from Michigan Capital Celiac/DH Group requesting a Tribute for Celiac Month in October of 1999

NOVEMBER 1, 1999

COUNCIL PROCEEDINGS

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

► Announcement of City Events:

Councilmember Allen announced Birthday celebrations for Rex Gillette from 3:00 to 10:00 on Tuesday, November 2, 1999, and on Sunday, November 7, 1999. At Councilmember Allen's request Councilmembers sang "Happy Birthday" to Mr. Gillette.

City Clerk Slade reminded everyone that tomorrow, Tuesday, November 2, 1999, is Election Day. She urged everyone to get out and vote. The polls will open at 7:00 A.M. and stay open until 8:00 P.M.

► Special Ceremonies

A Mayor Hollister and Human Relations Director, Genice Rhodes-Reed introduced Bob Egan, Debbie DeLeon, Gary Hartman, Rob Henry, Lucy Hanley, Bob Kinnon, Sandra Kowalk, Bill Parsons, Helen Perry-Buse, Chris Swope, Kevin Webb, Carol Wood and Nancy Parsons, Members of the Police & Community Relations Conference Steering Committee. The Conference, which was held on Saturday, October 16, 1999, at the Lansing Center has received unifyingly positive response. Mrs. Rhodes-Reed said that She was very impressed with the openness and spirit that was evident in the dialogue circles. She thanked all of the Members of the Steering Committee for the hard work and dedication they put into making this such a successful conference. She thanked the youth groups that participated in the conference, particularly the Student Support Specialist at Sexton High School, Dan Bogan.

Mayor Hollister said that there were several parts of the conference that they have received positive feedback on, including the simulations that they performed, and the youth programs and skits that the Kids put together. A lot of people have indicated that these skits and simulations should be going on a tour of the City. He thanked Carol Wood for taking the lead on the Split Trailer that was developed to focus on slowing down traffic in our neighborhoods.

Bob Egan, Chairman of the Steering Committee, said that working with Ms. Rhodes-Reed was an extreme joy and pleasure. The statements that have come back to them from the participants prove that their group put together an excellent program and has given them feedback to continue their successes into the future.

Council President Benavides stated that he attended the conference, and believes that it was the most thorough

Police and Community Relations Conference we have ever done and will prove to have been very good for the City.

B.Dave Wisenberg of the Lansing Fire Department, Representing the International Association of Fire Fighters Local 421, said that their Union has 235 members who are hard working men and women of the LFD. They put their lives on the line for the people of Lansing every day. Today, they had to march on the City Hall Plaza to allow the taxpayers to know what is going on with their labor negotiations. They have gone 489 days without a contract. They feel as if they have been held hostage by the City. They began this process in July of 1998, prior to the LPD negotiations. LPD now has successful contracts, and the Fire Department is still without. The City of Lansing is flourishing, just look around at all of the development, you can see that. Building Permits are up by 151%, and General Motors has made a commitment to stay here. United Auto Workers contracts have been signed and sealed. Oldsmobile Park has refinanced their bond issue to pay the debt off faster. The Mayor and the City Council accepted raises last year. Fire Department Personnel support these raises, they know that Councilmembers and Elected Officials are hard working and deserve raises. Fire Fighters are hard working as well, and they deserve raises too. They are opposed to the conditions in the proposed contract that would force them to go to a promotional process that is subjective and causes discrimination. Also they want to protect their hours, so as not to have personal leave days taken away. They are not asking for a lot, just a fair shake. This has been called a world class Fire Department. What makes it so are it's world class employees. They want a contract and they ask for Council's help to get it.

Councilmember Allen asked if the Fire Fighters are currently involved in negotiations.

Mr. Wisenberg informed her that, due to break downs

in negotiations, they have filed for arbitration. They are attempting to schedule a date for negotiations for this month. All of their previous negotiation sessions have been dismal, and the Fire Fighters are disheartened.

Council President Benavides thanked Mr. Wisenberg for being here tonight. Councilmembers want this issue settled, as well.

Mr. Wisenberg indicated his disappointment with the Media last night. They made a comment that the Fire Department was going to go on strike. That is not true. It is illegal for them to strike, and they would never compromise the safety of Lansing Residents by doing so, at any time. They wish to reassure citizens that Fire Fighters are committed to their safety and to providing their essential public safety service and protection to the people of the City.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

► Public Comment on Scheduled Public Hearings:

1. In consideration of Z-03-98; 1131 and 1133 Race St., Petition for Rezoning from "H" Light Industrial to "G-1" Business District filed by Harry Hepler to Remove the Requirement for Off-street Parking so as to Encourage Rehabilitation and Redevelopment of the Historic Buildings that exist on the site

Beverly Miller of 413 Pearl St. said that this will be a good rating for the new projects that the City will give Harry Hepler.

Christine Timmon of 335 E. St. Joseph said that every time Mr. Hepler's name comes up it is involved in something that will cost the tax payers of Lansing

money. She asked how much Mr. Hepler would have to pay for parking if he does not have to have a parking lot. She thanked Beverly Miller for bringing this issue to light.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

2. In consideration of Z-12-99; 1016 Shirley St., Petition for Rezoning from "A" Residential to "G-2" Wholesale District filed by Dan C. Brown to allow for Additional Parking for Daily Heating, the Adjacent Business

Dan Brown of 5355 Ellis Crt. said that he amended his petition to ask for "J" Parking designation. His property is supposed to already be zoned commercial. He has been paying commercial taxes for 5 years. He was very surprised to learn that the zoning was residential. This building is a cinder block warehouse facility.

Christine Timmon of 335 E. St. Joseph said that she is happy that everyone who applies for a settlement gets one. However, we should not put ourselves in the position of not being able to obey City laws. These fines could be lowered to start with, and the settlement process would not be necessary. She hopes that we can get to that point. The fines must be lowered. City Officials need to take into account the reason why the situation occurred. People should have more consideration for the City and stay out of situations where vigilante neighborhood leaders can cause these kinds of inspections.

COUNCILMEMBER ADADO MOVED TO SUSPEND THE RULES TO ALLOW FOR THE PRESENTATION AND ADOPTION OF Z-11-99, 3700 & 3950 N. GRAND RIVER AVE, AT THIS JUNCTURE OF THE MEETING, THAT ORDINANCE, ORDINANCE #2443, MAY BE FOUND UNDER THE HEADING OF "ORDINANCES FOR

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

► Public Comment on Legislative Matters:

Belinda Fitzpatrick of 224 S. Holmes congratulated Councilmember Leeman for supporting the \$100 credit on her claim appeal of public nuisance fees. However, she does not feel that she should have to pay the \$50.00 fee for a second occurrence within a one year period of time, because the first instance was caused by someone who dumped trash in her yard. She should not be charged a \$200.00 administrative fee either. She has not received a service. The City does not exercise due process. This is just an illegal fee that is not even really a fee. It is a tax. She has invested over \$20,000 in the last three years on the properties that she owns.

PASSAGE" WHICH FOLLOWS RESOLUTIONS

LEGISLATIVE MATTERS
RESOLUTIONS

RESOLUTION #508

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
ACT-32-98, 1850 South Washington Ave.,
Vacate Alley Along RR ROW

WHEREAS, Alan Martin of Jones Development Company requests that the unimproved alley along the south side of Bank Street and the Conrail tracks west of Washington Avenue be vacated; and

WHEREAS, the applicant plans on building a new

Quality Dairy Food Store at this location and requests the alley vacation to enlarge the development site at the northwest corner of S. Washington and Mt. Hope Avenue, which would allow for a better layout for a new development; and

WHEREAS, the subject alley is measures 16.5 feet long by 206.77 feet long since no public purpose was found other than retaining easements for any public utilities as necessary; and

WHEREAS, the Traffic Engineer has indicated that there is no proposed use of the alley for traffic circulation in the future, and recommends it be vacated: and

WHEREAS, the Lansing Planning Board at its regularly scheduled meeting on Tuesday, February 16, 1999 considered this request at which the applicant spoke in favor of the project; and

WHEREAS, at its meeting of Tuesday, March 2, 1999, the Planning Board reviewed testimony and evidence regarding the location, character and extent of this proposal pursuant to Act 285 of 1931, as amended, and found that no public purpose exists for the subject alley; and

WHEREAS, at its meeting of Tuesday, March 2, 1999, the Planning Board unanimously (6-0) recommended approval of ACT-32-98 with the following conditions:

- 1. The reservation of easements for existing utilities as necessary,
- 2. The applicant work with Consumers Energy to address concerns of how close any new construction can be to their gas line,
- 3. A baseline environmental assessment of the subject alley be performed as appropriate,

- 4. The current abutting owner of Lot #5, which is the corner property, execute a release and hold harmless in favor of the City for the environmental conditions of the alley upon vacation; and

WHEREAS, the Development and Planning Committee of City Council has reviewed the report of the Planning Board and concurs therewith;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby approves ACT-32-98, and vacates the subject alley, more particularly described as:

The alley lying North of Lot 5, and North of the previously vacated North-South alley (1229-69) lying West of Lots 5 and 6, Block 18, Park Place, City of Lansing, Ingham County, Michigan, described as:

Beginning at the Northeast corner of Lot 5, Block 18, on the West line of Washington Avenue; thence Southwesterly 206.77 feet on the South line of said alley, being also the North line of Lot 5 and said lot line extended Southwesterly to the East line of said alley, being also the North line of Lot 5 and said lot line extended Southwesterly to the East line of Lot 7, Block 8; thence North, 20.63 feet on the East line of said Lot 7 to the Southeasterly line of the railroad right-of-way line of the railroad, being also the North line of said alley, to the West line of Washington Avenue; thence South 206.3 feet on the West line of Washington Avenue to the

point of beginning (33411 sq. ft.); but reserving, however, unto the City of Lansing an easement under, across, above and within the right of way of said vacated street, upon which no structure shall be erected, for utility purposes, including the right of ingress and egress at all times for public and private utility agents and employees to use the vacated street;

BE IT FINALLY RESOLVED, the City Clerk, upon notification of the City's receipt and acceptance of said release agreement, shall within 30 days thereafter, forward certified copies of this resolution to the Ingham County Register of Deeds for recording, and upon return, transmit a copy of the recorded resolution to the Michigan Department of Consumers and Industry Services, Subdivision Control Unit, and to the Planning and Assessor's Offices.

By Councilmember Adado

Carried Unanimously

RESOLUTION #509

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
SLU-6-99

3700 & 3950 N. Grand River Avenue

WHEREAS, AIS Construction Equipment Company (applicant) has requested a Special Land Use permit for display and sales of heavy equipment in the "J" Parking District at 3700 & 3950 N. Grand River Avenue; and

WHEREAS, the site is currently zoned "All Residential District and "F" Commercial District, but is pending

or so much of it as may be necessary, for the installation, maintenance, repair, or removal of utilities, contingent upon the City's prior receipt of a release agreement against any claims regarding environmental conditions on the site, subject to prior approval as to form by the City Attorney.

rezoning to "J" Parking District (see Z-11-99); and

WHEREAS, the subject property is the south 95 feet of the site located at 3950 N. Grand River Avenue and the south 50 feet of the adjacent site at 3700 N. Grand River Avenue; and

WHEREAS, the Planning Board held a public hearing for the Special Land Use permit on Tuesday, August 3, 1999, where the applicant spoke in favor of the request, and written correspondence from one individual in opposition to the request was received; and

WHEREAS, the Planning Board reviewed the petition and at their meeting of August 17, 1999, unanimously (6-0) recommended approval of SLU-6-99 and found, based on testimony, evidence, and the staff report, that the Special Land Use with conditions meets the criteria set forth in §1278.04(c) and §1282.02(f)(l)-(9) of the Zoning Code; and

WHEREAS, the City Council held a public hearing for the Special Land Use permit on Monday, September 27, 1999; and

WHEREAS, the Development and Planning Committee of City Council has reviewed the report of the Planning Board and concurs therewith;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby approves the Special Land Use request (SLU-6-99), to use the property at 3950 and 3700 N. Grand River Avenue for display and sales of heavy equipment in the "J" Parking District with the following conditions:

- (1) On the portion of the site at 3950 and the western 50 feet of 3700 N. Grand River Avenue, a minimum of 50 feet should be maintained for buffering of the opposite residential neighborhood and to maintain the "avenue" character of this portion of N. Grand River Avenue, and which will also allow the site to blend in better with the adjacent site at 3940 N. Grand River Avenue;
- (2) The existing landscaping on the eastern portion of 3700 N. Grand River Avenue should be maintained, and used as a blueprint for the design of the site at 3950 and the western 50 feet of 3700 N. Grand River Avenue;
- (3) Plans detailing site lighting be required for approval as part of the Site Plan necessary to approve any changes to the display and sales area.

BE IT FURTHER RESOLVED that this Special Land Use shall only remain in effect as long as the petitioner fully complies with all of the conditions set forth above in the resolution; and

BE IT FINALLY RESOLVED that in granting this request, the City Council determines the following:

- (1) The proposed special land use will be designed,
- (9) The proposed special land use meets the dimensional requirements of the district in which the property is located.

constructed, operated and maintained in a manner harmonious with the character of adjacent property and the surrounding use;

- (2) The proposed special land use will not change the essential character of the surrounding property;
- (3) The proposed special land use will not interfere with the general enjoyment of adjacent property;
- (4) The proposed special land use represents an improvement to the use or character of the subject property and the surrounding area in general, and will be in keeping with the natural environment of the lot;
- (5) The proposed special land use will not be hazardous to adjacent properties or involve uses, activities, materials or equipment which are detrimental to the health, safety or welfare of persons or property through the excessive production of traffic, noise, smoke, odor, fumes or glare;
- (6) The proposed special land use is adequately served by essential public services and facilities and it is demonstrated that the person responsible for the proposed special land use is able to continually provide adequately for the services and facilities deemed essential to the special land use under consideration;
- (7) The proposed special land use will not place demands on public services and facilities in excess of current capacity;
- (8) The proposed special land use is consistent with the intent and purpose of the zoning code and the objectives of the current comprehensive plan;

By Councilmember Adado

Carried Unanimously

RESOLUTION #510
BY COUNCILMEMBER ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, November 15, 1999, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of opposing and/or approving the proposed Special Land Use permit SLU-11-99, Vacant Land Southeast Cor. Shiawassee Street and Pere Marquette Drive, Residential Use in "HI" Light Industrial District.

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: None

RESOLUTION #511
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Hmong American Community, Inc. has requested \$1,175.00 in funding assistance to help underwrite the cost of the use of Lansing Center on October 9, 1999 for its Hmong New Year Celebration; and

WHEREAS, the Committee on General Services reviewed and then voted to approve the request from

Hmong American Community, Inc., on October 26, 1999; and

NOW THEREFORE BE IT RESOLVED, the Lansing City Council, hereby, approves the request from Hmong American Community, Inc. for \$1,175.00 to help underwrite the cost of its use of Lansing Center on October 9, 1999 for its Hmong New Year Celebration; and

BE IT FURTHER RESOLVED the Mayor and the Finance Department process this request by charging \$1,175.00 of the rental of the Lansing Center on October 9, 1999 by Hmong American Community, Inc. to the Community Use- Lansing Center/Stadium Account - 101 -1 73901741200-0; and

BE IT FINALLY RESOLVED that the Hmong American Community, Inc. shall submit a written analysis of the Hmong New Year Celebration, including information regarding number of attendees, gross and net totals of the event, and a copy of their most recent tax return, a board member list, and a detail of their accounting to the Lansing City Council within 30 days after the event.

By Councilmember Allen

Carried Unanimously

RESOLUTION #512
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Lansing Parks and Recreation has requested \$5,000.00 to underwrite the cost of renting the domed skating rink in Washington Park to Lansing school groups throughout the 1999-2000 Ice Skating

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Season; and

WHEREAS, the Committee on General Services reviewed and then voted to approve the request from Lansing Parks and Recreation on October 26, 1999; and

NOW THEREFORE BE IT RESOLVED, the Lansing City Council, hereby, approves the request from the Lansing Parks and Recreation for \$5,000.00 to underwrite the cost of renting the domed skating rink in Washington Park to Lansing school groups throughout the 1999-2000 Ice Skating Season; and

BE IT FURTHER RESOLVED the Mayor and the Finance Department shall process this request by charging \$5,000.00 to the Community Promotions Account 101-112101-741289-O; and

BE IT FINALLY RESOLVED that the Lansing Parks and Recreation shall submit a written analysis of the event,
NAYS:1 (Councilmember Murphy dissenting)

COUNCILMEMBER ALLEN'S MAIN MOTION WAS ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

NAYS:1 (Councilmember Murphy dissenting)

RESOLUTION #513

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Belinda Fitzpatrick, 224 S. Holmes St., appealed a trash violation to the General Services Committee on October 5, 1999; and

including information regarding number of attendees, and a detail of their accounting of the expenses to the Lansing City Council within 30 days after the close of the Ice Skating Season.

By Councilmember Allen

To place an affirmative roll on the resolution

FOLLOWING LENGTHY DEBATE ON COUNCILMEMBER ALLEN'S MAIN MOTION, THE FOLLOWING MOTION WAS MADE

By Councilmember Allen

To call the question of the adoption of the resolution to a vote

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

WHEREAS, Belinda Fitzpatrick sought to eliminate the special assessment of \$510.30 on her July 1999 property tax bill; and

WHEREAS, the General Services Committee denied the claim and approved reducing the special assessment to \$375.00;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies the claim of Belinda Fitzpatrick, 224 S. Holmes St., for \$510.30 and approves reducing the special assessment by \$135.30 to \$375.00; and

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

By Councilmember Allen

Carried Unanimously

RESOLUTION #514
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, David L. Zimmerman, 1125 S. Grand Ave., appealed a trash violation and filed a claim to recover \$564.29 for landscape timbers that were taken by the City to the General Services Committee on October 26, 1999; and

WHEREAS, David L. Zimmerman sought to eliminate the special assessment of \$659.00 on his July 1999 property tax bill; and

WHEREAS, the General Services Committee denied the claim for \$564.29 and approved the removal of the \$659.00 special assessment;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies the claim of David L. Zimmerman, 1125 S. Grand Ave., for \$564.29 and approves the removal of the \$659.00 special assessment; and

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

By Councilmember Allen

Carried Unanimously

THIS RESOLUTION WAS TABLED BY MOTION OF
COUNCILMEMBER BAUER
BY THE COMMITTEE ON

INTERGOVERNMENTAL RELATIONS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has appointed Andrew Frederick, 3728 Stoneleigh Drive, to the Alaiedon Township Citizens Advisory Committee as the City of Lansing representative; and

WHEREAS, the Committee on Intergovernmental Relations concurred with the appointment of Andrew Frederick on October 27, 1999;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the appointment of Andrew Frederick to the Alaiedon Township Citizens Advisory Committee as the City of Lansing representative for a term to expire June 30, 2002.

By Councilmember Bauer

To place this resolution on the table for one week

Carried Unanimously

THIS RESOLUTION WAS TABLED BY MOTION OF
COUNCILMEMBER BAUER

BY THE COMMITTEE ON
INTERGOVERNMENTAL RELATIONS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has appointed Garry Goolsby, 224 N. Pine Street, to the Alaiedon Township Citizens Advisory Committee as the City of Lansing representative; and

WHEREAS, the Committee on Intergovernmental Relations concurred with the appointment of Garry

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Goolsby on October 27, 1999;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the appointment of Garry Goolsby to the Alaiedon Township Citizens Advisory Committee as the City of Lansing representative for a term to expire June 30, 2002.

By Councilmember Bauer

To place this resolution on the table for one week

Carried Unanimously

THIS RESOLUTION WAS TABLED BY MOTION OF COUNCILMEMBER BAUER

BY THE COMMITTEE ON
INTERGOVERNMENTAL RELATIONS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has appointed Steve Miller, 3825 Bayview Drive, to the Alaiedon Township Citizens Advisory Committee as the City of Lansing representative; and

WHEREAS, the Committee on Intergovernmental Relations concurred with the appointment of Steve Miller on October 27, 1999;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the appointment of Steve Miller to the Alaiedon Township Citizens Advisory Committee as the City of Lansing representative for a term to expire June 30, 2002.

By Councilmember Bauer

To place this resolution on the table for one week

Carried Unanimously

RESOLUTION #515
BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has re-appointed Debbie DeLeon, 1414 Taft, to the Board of Fire Commissioners as an At-Large representative; and

WHEREAS, the Committee on Public Safety concurred with the re-appointment of Debbie DeLeon on October 27, 1999;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the re-appointment of Debbie DeLeon to the Board of Fire Commissioners as an At-Large representative for a term to expire June 30, 2003.

By Councilmember Murphy

Carried Unanimously

RESOLUTION #516
BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor appointed Rev. Charles Bicy, 3000 W. Miller Road, to the Community Corrections Board; and

WHEREAS, the City Council approved the appointment in Resolution #381 of 1999; and

WHEREAS, it has been brought to the attention of the Council that Resolution #381 of 1999 incorrectly listed Rev. Bicy as an At-Large Faith Community Representative instead of as a Service Sector Representative;

AMOUNT TO TRANSFER	TRANSFER FROM ACCT #	TRANSFER TO ACCT #
\$70,000	CDBG Contingency 252932651992000034000	Capital Outlay and Construction 252932664970000034000

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby amends Resolution #381 of 1999 to correctly appoint Rev. Charles Bicy to the Community Corrections Board as the Service Sector Representative for a term to expire June 30, 2002.

By Councilmember Murphy

Carried Unanimously

(Residual funds for FY 99 closed accounts appropriated for ongoing projects and public improvements per approved CDBG parameters.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT #	TRANSFER TO ACCT #
\$16,359.70	Fund Balance Drug Law Enforcement 26503900010	L.E.C. Misc. & Oper. 265.343253.741000.0

RESOLUTION #517

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
That the following transfers be approved;

Ingham-Eaton-Clinton Co-operative task Force (a.k.a Metro) purchase of a camera recorder, monitor, hats and body armor, answering system, and half share of a computer. Funding was reserved for equipment purchase prior to distribution of funding at year end FY 99.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT #	TRANSFER TO ACCT #
\$25	Estimated Revenue-General Fund 101.0.170001.0	Fire-Donations/Contributions 101.343501.741880.0

(Donation from June Fahlen for Fire EMS. Revenue detail account 101.0.6750001.0)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT #	TRANSFER TO ACCT #
\$4,140.59	Fund Balance-General Fund 10103900010	Oper Transf Park Millage 1019660009914120
\$4,140.59	estimated Revenue-Park Millage 41201700010	Contingency 412933890992000046020

(Reappropriation of residual Park Millage operating funds which lapsed to General Fund-Fund Balance at year end, FY 99. Revenue detail account 412.0.696101.)

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AMOUNT TO TRANSFER	TRANSFER FROM ACCT #	TRANSFER TO ACCT #
\$85,979	Park Millage Contin. 412933890922000046020	
\$123,021	Rivertrail-Spring to Elm 412933890974000046080	
\$209,000		Frances Park Shoreline 412933890974000046089

(Restoration of funds transferred for Foster Center repairs and appropriation necessary for estimated costs, contingency, and grant match. Bids are scheduled to be opened November 18, and project must be underway by January 1, or risk \$408, 900 grant)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT #	TRANSFER TO ACCT #
\$2,239.12	Estimated Revenue-General Fund 10101700010	
\$1,984		Mayor-Wages Temp. Help 1011723007070000
\$255.12		General Admin.-Fringe Benefits 1011739017150000

(Donation from Family Independence Agency for payment of wages and benefits for part-time clerical help at North Network Center. Revenue detail account 101.0.674000.0.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT #	TRANSFER TO ACCT #
\$19,000	Estimated Revenue-General Fund 10101700010	
\$4,000	Fire-Donations and Contributions 101.343501.741880.0	
\$15,000		Equipment 101.343501.977000.0

(Donation from Sparrow Hospital for purchase of a thermal imaging camera. Revenue detail account 101.0.675022.0)

By Councilmember Meyer

Carried Unanimously

RESOLUTION #518
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS an agreement has been entered into "PROPOSED" between the City of Lansing and the County of Ingham to provide an Internet based community information system;

NOW THEREFORE BE IT RESOLVED that the Mayor is authorized to execute this Agreement after it has been approved by the ~~Ways and Means Committee and the~~ City Attorney.

By Councilmember Meyer

To amend the resolution in the WHEREAS clause to delete the words "entered into" and replace them with

the word "PROPOSED", and in the Now Therefore Be It Resolved Clause by deleting the words "Ways and Means Committee and the," and to place an affirmative roll on the resolution as amended

Carried Unanimously

ORDINANCES FOR INTRODUCTION

INTRODUCTION OF ORDINANCES

was introduced by Councilmember Adado, read a first and second time by its title and referred to the Committee on Development and Planning

RESOLUTION #519

BY COUNCILMEMBER ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, November 22, 1999 at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the Ordinance for rezoning:

Z-13-99, 304-306 East Grand River Avenue, "F-1" Commercial District to "G-1" Business District

By Councilmember Adado

Carried Unanimously

INTRODUCTION OF ORDINANCES

The following ordinance of the City of Lansing,

The following ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by providing for the rezoning of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the Code for property located at:

Z-13-99, 304-306 East Grand River Avenue, "F-1" Commercial District to "G-1" Business District

Michigan, providing that the Code of Ordinances be amended by providing for the rezoning of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the Code for property located at:

Z-14-99, 204 East Mt. Hope Avenue, "C" Residential to "D-1" Professional Office District

was introduced by Councilmember Adado, read a first and second time by its title and referred to the Committee on Development and Planning.

RESOLUTION #520

BY COUNCILMEMBER ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, November 22, 1999 at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the Ordinance for rezoning:

Z-14-99, 204 East Mt. Hope Avenue, "C" Residential to "D-1" Professional Office

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District

By Councilmember Adado

Carried Unanimously

ORDINANCES FOR PASSAGE

BY COUNCILMEMBER ADADO

That we move to the passage of Ordinances

CARRIED UNANIMOUSLY

BY COUNCILMEMBER ADADO

That the Ordinance when read by it's title for a second time, be considered as read in full

CARRIED UNANIMOUSLY

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

BY COUNCILMEMBER ADADO

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-11-99, 3700 & 3950 N. Grand River Ave., be placed on order of immediate

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

passage.

CARRIED UNANIMOUSLY

BY COUNCILMEMBER ADADO

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-11-99, 3700 & 3950 N. Grand River Ave., be now passed

YEAS: Councilmembers Adado, Allen, Bauer, Benavides, Leeman, Meyer, Murphy

NAYS:None

ABSENT: None

ORDINANCE #2443

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

To change the zoning classification on the property described as follows:

Case Number: Z-11-99, 3700 and 3950 N. Grand

River Avenue,

Parcel Number: PPNs 3301 06 226 021 and 3301 06 226 001

Legal Description: 3700 North Grand River Avenue - The Southwestern 50 ft of the following: COM INTERSECTION N LY LINE N GRAND RIVER AVE & E LINE SEC 6, TH N 300 FT, NW LY PAR L WITH N GRAND RIVER AVE 300 FT, S 300 FT TO N LINE N GRAND RIVER AVE, SE LY TO BEG. 3950 North Grand River Avenue - The Southwestern 95 ft of the following: COM INTERSECTION S R/W LINE C&O RR & E SEC LINE TH S TO PT 1094.63 FT N OF INTERSECTION E SEC LINE & N LINE N GRAND RIVER AVE, S 21DEG 05MIN W 737.2 FT, NW LY 3.4 FT PAR L WITH N GRAND RIVER AVE, SLY 300 FT PAR L WITH E SEC LINE TO N LINE N GRAND RIVER AVE, NW LY ALONG SAID LINE 176.25 FT, N 21DEG 05MIN E 388.98 FT, N 43DEG 09MIN W 133.25 FT, N 43DEG 41MIN W 351.4 FT, N 69DEG 30MIN W 512.6 FT, N 670.55 FT, N 47DEG 02MIN 50SCD W 297.9 FT TO S R/W LINE C&O RR, SE LY ALONG SAID R/W TO BEG.

from "A" Residential and "F" Commercial Districts to "J" Parking District.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30)

days from its passage unless given immediate effect by the City Council.

GIVEN IMMEDIATE EFFECT BY MOTION OF COUNCILMEMBER ADADO

MARILYNN SLADE, CITY CLERK

OTHER BUSINESS

► Public Comment on City Related Matters

Richard Leeper of P.O. Box 26134 made suggestions for preventing the snagging of steelhead and salmon at the Brenke Fish Ladder. Other Cities have adopted ordinances which disallow fishing within a specified distance of the dam, therefore preventing the snagging of fish. Recently Bill Brenke, for whom the Ladder was named, was threatened by a group of teenagers who were snagging salmon at the Fish Ladder. He urged Councilmembers to consider his suggestion.

William Hubbell of 3916 Wedgewood said that he rides CATA buses to work. He hopes that the millage gets renewed. He urged everyone to get out and vote for what they believe in tomorrow.

Frank Curtis "X" said that he does not have any problems with the leadership in the Third Ward. A win is a win, whether it is by 1 vote or 1000 votes. He urged residents to get out and vote tomorrow. He expressed his sorrow at the death of Walter Payton from a liver disease. He thanked Fire Fighters for not going on strike. This is the most hazardous of professions, and we should be ashamed of ourselves for not approving this contract.

Eugene Buckley of N. Hayford said that, with regard to

the service provided by City Councilmembers to the tax payers of Lansing, a half billion dollars has been squandered in the last four years. We can change this with a Charter Revision. If you want to throw \$20,000 down the drain, just vote for the incumbents.

Beverly Miller of 413 Pearl St. said that one of the reasons that she asked about the zoning for the parking lot is because if it is a "J" Parking District then you have to do some reshuffling on who is going to use it, because Mr. Donall's business is zoned "H-1" Light Industrial, which means he can use a parking lot if it is not "J" Parking, but not if it takes on the identity of the building next to it, which in this case is "G-1" zoning. Mr. Hepler plans to make this property into another watering hole for party people. They do not Dorothy Cooks of 520 Baker St. said that she is tired of the muscle flexing by the LPD that is taking place in her neighborhood. They are stopping every individual who stops on the street. Her son was stopped for loitering the other day, and both of her sons have now been charged with this offense. This is just the Police being a nuisance. Just because their skin is black, they are treated like drug dealers.

Willy Williams of 505 W. Lenawee said that Councilmembers have become enablers. There was one speaker tonight who was absolutely, totally disrespectful. To speak the way He did is ridiculous. He asked candidates to announce where their victory parties are going to be. He said that he was driving in the area of Aurelius and Clemens. He suggested that speed bumps be installed on either end of the Bridge. This might help their traffic problems.

Alexander Bolt of 1230 Reo Rd. urged everyone to get out and vote tomorrow. We have a choice, a choice to make government live within it's own budget. A

need another bar in this area. There are too many bars there already. There is a lot of money in alcohol. That is where the money is. Now Mr. Ferguson wants to build a bar up there too.

Belinda Fitzpatrick of 224 S. Holmes stated that she is a write-in candidate for City Council in Ward One. Tomorrow is election day. No one loses in this process, if she wins, she wins, if she loses she wins. She has participated in candidate forums where citizens have voiced their concerns and candidates have had to think on their feet to analyze the situation and come up with solutions. She urged everyone to get out and vote tomorrow.

choice not to pay illegal taxes. A choice to not pay outrageous sewer rates. A choice to choose respect rather than be treated as second class citizens in your own home. A choice to put people to work for you who really care. He announced that today was his first day of retirement, now He will be able to give citizens a full time Councilmember at part-time pay.

Leola Taylor of 2023 W. Main said that she takes issue with the Building Safety Department protocol which bypasses due process and legal rights of property owners. Actions are taken on property one way if it is vacant and another way if it is inhabited. She requested that she be provided with a copy of the administrative procedures that permit them to take any kind of actions with regard to property. Actions taken by this department are not consistent. They are at-will. She understands how to follow procedures. She should have been given a clear explanation of procedures that she could follow. She expects to be shown an administrative procedure that follows due process. If the property is vacant, the owner should

be notified immediately and allowed to take corrective action. If there is a tenant on the property, something should be sent to the tenant and to the land owner, and actions should not be take until such time as the City can prove that the owner has been properly informed.

B.W. Thompson of 5606 S. Martin Luther King, Jr. Blvd. stated that he is running for City Council in the Third Ward. However, after the way Council has been slammed tonight, He is not sure if He want the job or not. Maybe Councilmembers should be listening to these people and taking action to help them resolve their problems.

Marcella Prince of 1541 Knollwood said that she is a renter and is being harassed by property owners in her neighborhood. There are two property owners in her neighborhood that are trying to get her house declared as a nuisance house. The Code Compliance Office treats renters very rudely when they go into the office.

Ernest Prince of 1541 Knollwood said that they have been threatened by their neighbors. One of the neighbors is running around taking pictures of everyone's yards, but his own yard is the most messed up of anyone's. Last night, a young man tried to toilet paper his house. His landlord has told him not to come down to Council meetings and speak to Councilmembers. He has lived in this house for five years, and the rent he pays includes property taxes.

Lloyd Teets of 116 E. Elm St. urged everyone to get out and vote on election day, tomorrow, and to make sure they do not vote for incumbents.

John Beatty, no address given, urged everyone to vote tomorrow between 7:00 A.M. and 8:00 P.M. This is

your opportunity to let the candidates know your choice and how you support them. If they are not representing your view point, then it is time to let them know by voting for someone else. He encouraged everyone to get their youth out to vote.

Helen Fiser of 12100 S. Cork Rd. in Morrice said that she does not get to vote in Lansing tomorrow. However, everyone who can vote here needs to get out and vote. She is still looking for information that she requested 9 months ago.

Richard Fiser of 12100 S. Cork Rd. in Morrice urged people to remember, before they vote tomorrow in the School Board race, that Jack Davis is from Okemos. The next big expense in Lansing once the sewers are separated will be the new waste water treatment plant for storm water. He suggested that Mr. Williams do his homework before speaking the next time.

Charlene Decker of 2711 Pleasant Grove Rd. stated her objections to the election of someone who owns a home in Okemos and rents an apartment in Lansing to the Lansing School Board. She urged everyone to get out and vote tomorrow and elect Lansing Residents to the School Board.

Gordon Wilson of 2204 Midwood said that he graded the Lansing Police and Community Relations Conference with a C-. The food was excellent, and the facility was excellent and that is where the excellence stopped. He stated his endorsement of candidates in tomorrow's election.

Christine Timmon of 335 E. St. Joseph said that she is one of the people who speak their minds about what Council does wrong. She voted to put some of these people on Council and she has to make her peace with that. She will vote for the best person for the job.

NOVEMBER 1, 1999

COUNCIL PROCEEDINGS

COMMITTEE REPORTS

RESOLUTION #521

THE DEVELOPMENT AND PLANNING COMMITTEE to whom was referred Z-11-99, the proposed ordinance to rezone 3700 and 3950 N. Grand River Avenue from "A" Residential and "F" Commercial District to "J" Parking District to allow A.I.S. Construction Equipment Company to display and sales of heavy equipment in the "J" Parking District.

The Committee thoroughly reviewed the proposal and the concerns raised by the proponents and opponents of the rezoning.

REPORTS AS FOLLOWS: The Committee recommends Z-11-99, the proposed ordinance to rezone 3700 and 3950 N. Grand River Avenue from "A" Residential and "F" Commercial District to "J" Parking District.

Signed, Lou Adado, Chairperson

Sandy Allen

Tony Benavides

BY COUNCILMEMBER ADADO

That the Report of the Committee be received.

CARRIED UNANIMOUSLY

CITY OFFICER & BOARD REPORTS

1. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

2. Affidavit of Disclosure filed by Deputy Chief of

REPORT OF COMMITTEE

Police, Helen L. Perry-Buse

REFERRED TO THE BOARD OF ETHICS

3. Letter from the City Attorney re; Douglas Scott v City of Lansing, et al

RECEIVED AND PLACED ON FILE

4. Letters from the Mayor re:

a. Grant Amendment; Frances Park Shoreline

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

b. Grant Amendment; Fenner Inholding Acquisition

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

c. News Releases: Fall Leaf Collection, Discounted Golf Fees

RECEIVED AND PLACED ON FILE

d. Transfer of Funds; LPD

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

e. Administrative and Executive Transfers

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

f. Authorizing LPD Participation in the Ingham County AIRBS Grant Project and Appropriation of Grant Match Funds

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

g. Grant Acceptance; R.E.A.C.H. Program Continuation (Street Level Drug Enforcement)

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

h. Appointment of Jan Patrick of 328 Syringa Dr. to the Planning Board for a 2nd Ward Term To Expire June 30, 2003

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

i. Appointment of Tim Haggart of 816 Jessop Ave. to LEPFA for a Term To Expire June 30, 2003

REFERRED TO THE COMMITTEE ON DEVELOPMENT

Carried unanimously

1. Letter to the Granger Foundation from the Lansing School District on behalf of Frank Curtis "X" Requesting Funding for His concept of a Youth Community Center located at the site of the old Rocky's Teakwood Lounge

RECEIVED AND PLACED ON FILE

2. Letter from Luisa R. Fuentes, President of Ramon's North Inc. requesting time on the City Council's Agenda to Present Her plans for Ramon's North on E. Grand River Ave.

AND PLANNING

j. Z-13-99; 304-306 E. Grand River Ave.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

k. Z-14-99; 204 E. Mt. Hope Ave.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

l. SLU-11-99; SE Corner of Shiawassee and Pere Marquette

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

RECEIVED AND PLACED ON FILE

3. Letter of complaint from Carol Opliger of 1419 Center St. regarding a Spiral Bar Patron urinating on her front porch at 11:45 P.M., along with violations of the no parking zone

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

4. Letter from Dorothy Carr, President of Neighbors United in Action, requesting that Parks and Recreation build a Permanent Pavilion next to the Baker-Denora Focus Center

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES,
THE PARKS BOARD

5. Letter from Dorothy Carr, President of Neighbors United in Action, requesting installation of an air conditioning unit in the Baker-Denora Focus Center

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES,
THE PARKS BOARD AND THE MANAGEMENT
SERVICES DEPARTMENT

6. Letter from the State of Michigan Department of Environmental Quality regarding the requirements for Dry Cleaning Establishments to be licensed by the State of Michigan, and requesting notification by the City when an applicant proposes to construct such an establishment

REFERRED TO THE PLANNING BOARD

7. Claim appeal from Leola Taylor of P.O. Box 20044

REFERRED TO THE CITY ATTORNEY AND THE
GENERAL SERVICES COMMITTEE

8. Suspension item from Councilmember Murphy; a letter from Gail Campana of 912 Princeton Ave. submitting a petition from the Princeton Ave. Neighborhood Association regarding a nuisance house located at 911 Princeton

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

9. Suspension item from Councilmember Murphy; a letter from Michigan Capital Celiac/DH Group requesting a Tribute for Celiac Month in October of 1999

REFERRED TO COUNCIL PRESIDENT BENAVIDES

COUNCILMEMBERS COMMENTS

Councilmember Adado said that as a resident of the Third Ward, He is happy with His Elected Representative. Councilmember Benavides will have his vote tomorrow. He has known him for 20 years, he is a very dedicated, hard working individual with whom He has enjoyed working for the past two years. He urged all registered voters to get out and vote tomorrow.

Council President Benavides announced that live coverage of Election Results will be broadcast Tomorrow Night on City TV, Channel 12, beginning at 8:15 P.M. The program will be Co-hosted by Steve Dougan, Linda Simms and Bob Brockwell.

Councilmember Beal remarked that at the next Council Meeting she will officially be a lame-duck Councilmember. She responded to the concerns of Mrs. Cook from Baker St. The Council held lengthy discussions on the switch from Community Policing to Team Policing. They need an evaluation of the results of the switch. The City still has neighborhoods that need community policing officers. She rides her bicycle down Baker St. often and feels that it has declined in the last five years. Mrs. Cook stated that she filed complaints with the complaint investigator. She voted against this position and still feels that this should be handled through the Human Relations Office. Council needs to reevaluate that decision too. She stated her surprise at the comments made by Mr. Williams tonight. Last spring Mr. Williams asked to meet with her and told her at that time, that he would attack her at every Monday Night City Council Meeting, if she ran for another term. She suggested that residents interested in who she endorses for City

Council call her at her home for her endorsements. She is concerned that there continues to be a balance on Council. They need people with an independent Councilmember Bauer announced that the Great Halloween Caper, held on the 29th of October by the Principal Shopping District, was a great success. This event took a lot of work, but brought many kids downtown. Many attended the kick-off for the Mayor's New Youth Advisory Committee and Councilmember Allen, who has long been an advocate of this concept, was one of them. A number of representatives from Public Schools and from Private Schools were in attendance, as well. This is a great opportunity for young people in this community. She reported that she has done a lot of door to door canvassing in the past week and she is amazed at how beautiful our City is. There are so many wonderful neighborhoods that are beautiful, well kept and diverse. She noted that Mr. Williams keeps the time for public comment on a voluntary basis, which is greatly appreciated by Councilmembers. He has the right, as much as anyone else does, to take his time and make public comments. She urged everyone to get out and vote tomorrow.

Councilmember Meyer expressed his condolences to the Family of A. Dean Watkins who passed away earlier.

Councilmember Leeman announced that Baker Street has a Community Policing Officer.

MAYOR'S EXECUTIVE ASSISTANT'S
RESPONSE TO COMMENTS

Mr. Wiener announced that the Public Service Department is currently offering leaf pickup. All residents are asked to put their leaves in paper bags. Leaves will not be picked up in plastic bags. He urged

voice who will not just be another "Me Too."

everyone to use caution driving tomorrow, when they go to the polls to vote. There are reports of snow in the forecast.

ADJOURNED 9:55 P.M.

MARILYNN SLADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF NOVEMBER 8, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Benavides, Leeman, Meyer, Murphy

ABSENT: Councilmember Beal

The Invocation and Pledge of Allegiance were led by Reverend John Schleicher of the Evangelical Lutheran Church in American North West Michigan

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Adado

To accept the following under suspension of the rules:

1. From Councilmember Adado; a Substitute for Z-12-99; 1016 Shirley St. Rezoning Ordinance
2. From Councilmember Bauer; a Resolution Appointing Tim Haggert to the Lansing Entertainment and Public Facilities Authority for a Term To Expire June 30, 2003
3. From Councilmember Murphy; a letter from Charles Pakkala of 1925 Reo Rd. regarding Traffic Problems on Reo Rd.
4. From Councilmember Adado; a Report from the Historic District Study Committee

5. From Councilmember Allen; a Resolution authorizing the Distribution of Unclaimed Bicycles to the Volunteers of America

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

TABLED ITEMS

City Attorney Smiertka said that he looked at whether these appointments would bring up a conflict of interest situation for these members of the Planning Board to serve as Members of the Alaiedon Township Planning Committee. He looked at the Office Holders Incompatibility Act and the City Charter in doing so. He did not see a conflict. What this Committee does is act like a sub-committee of two entities to study issues and make recommendations.

By Councilmember Bauer

To raise the following items from the table

Carried Unanimously

1. Appointment of Andrew Fredrick to the Alaiedon Township Citizens Advisory Committee as a City of Lansing Representative for a Term to Expire June 30, 2002

2. Appointment of Gary Goolsby to the Alaiedon Township Citizens Advisory Committee as a City of Lansing Representative for a Term to Expire June 30, 2002

3. Appointment of Steve Miller to the Alaiedon Township Citizens Advisory Committee as a City of Lansing Representative for a Term To Expire June 30, 2002

THE ABOVE RESOLUTIONS WERE ADOPTED BY MOTION OF COUNCILMEMBER BAUER AT THIS JUNCTURE OF THE MEETING, THEY CAN BE FOUND UNDER LEGISLATIVE ITEMS, RESOLUTIONS FOR ACTION

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

Councilmember Leeman thanked Connie Doyle of the the Fabulous Acres Neighborhood Organization for the

dedication of their neighborhood sign on South Washington Ave. south of Baker St. and S. Washington Ave. He thanked Mayor Hollister for working with the neighborhood grant program to pay for the sign. This Thursday at 7:00 P.M. is the Veterans Day Parade. It begins on Genesee Street and will go in front of City Hall.

Councilmember Allen invited all of the business owners in South Lansing to participate in the Cedar Street Beautification Project. They are asking businesses for the donation of Christmas Lights to decorate that area for Christmas, or for the donation of labor to put the lights on the trees in the area.

Councilmember Bauer said that this Thursday from 6:00 to 9:00 P.M. the Lansing Art Gallery will hold their Annual "Art Market." This is a nice place to pick up beautiful hand-made Christmas items, at the Lansing Center for the Arts on Grand Ave. She announced that the Junior League will sponsor their annual "What's Happening" event again this year.

Mayor Hollister announced that the Lansing Amateur Hockey Association is offering a Hockey Program for the 1999-2000 Season, to introduce Hockey to Lansing area youth. This is an eleven week program that will take place on Saturdays from 2:00 to 3:00 P.M. beginning November 27, 1999, and running through February 19, 2000. The deadline for entry applications is November 12, 1999. Interested parties may call 483-4154 for further information. He reported that City Trash Collection will be one day late for people whose scheduled pickup day is Thursday and Friday, because of the Veterans Day Holiday. He reminded listeners that last week they introduced a new Parks and Recreation Map to the community. These maps are free and available at the Parks and Recreation Department and all Community Centers. On Wednesday, November 10, 1999, the Parks & Recreation Department will file their Five Year Master Plan. Hearings on this plan will start next week. The Plan will be available for review at the City Clerk's Office, the Parks and Recreation Department, and on Wednesday at Room 213 at the Foster Community Center.

Mr Wiener reminded everyone that City Hall will be closed on Thursday, November 11, 1999, in observance of Veterans Day, however it will open in the evening for the Veterans Day Ceremony. Colonel Rice from the Michigan Reserves will be the Guest Speaker, and the public is welcome. Neighborhood Grant program Applications are available in City Hall, all Police Precincts, all Community Centers and the Public Libraries. On Wednesday, November 17, 1999, The Mayor will host a Training Session on how to apply for the grants.

Councilmember Allen asked Mayor Hollister if the City has some special plans for commemoration of the New Millennium.

Mayor Hollister answered that we will again celebrate "FestEve" in partnership with the City of E. Lansing. This is the alcohol free new years eve celebration. There will be a presentation about this event next week. They are 99.3% sure that there will be no Y2K problems, however all Department Heads have been warned that they must be available and on-call, just in case.

➤ Special Ceremonies

A. Traffic Engineer, David Berridge spoke regarding the pending Two Way Street Conversion project. This project is scheduled to be implemented this weekend. If you are downtown working, or driving this week, you will witness that the signs for this

conversion have already been put into place. The weather report calls for a low in the 30's and a high in the 50's with no rain predicted. This is a good weekend to do this work. When you leave work on Friday, the streets will be one-way, and when you return on Monday they will be two-way. He urged motorists to keep in mind that they must stay to the right and look both ways before crossing the street.

Councilmember Allen said that she was absent when Council voted on this plan, and she would not have voted for it.

B. Councilmembers Benavides and Murphy, along with Mayor Hollister, presented a Resolution of Tribute to Desiree Quinney, who was accompanied by Her Husband Derek. President Benavides commended Mrs. Quinney for the work she has done at MSU to ensure equal access to their purchasing procedures by minorities. We need more young people like her to stay at the front and make sure all of our businesses are kept in competition, He said. Mayor Hollister congratulated Mrs. Quinney and described her as "one person who did not just talk about it, She went out and got involved and did it.

C. Mayor Hollister presented a Proclamation declaring November 7th through 13, 1999, as Homeless Awareness Week in Lansing to John Sanford of the American Red Cross, Don Leaf of Loaves and Fishes and Beverly Wiener of Advent House. Mayor D. Mayor Hollister presented a Proclamation declaring November as National Marrow Awareness Month to Rose Luiz. He said that 130,000 Michigan residents have signed up to be bone marrow donors.

This is a very simple task thanks to new technology. Now you can donate in Lansing as an out-patient. He urged everyone to sign up and take the tests for compatibility and be available to donate. Ms. Luiz said that she is here on behalf of the Great Lakes

Hollister announced that the region is vital and strong, but there continues to be a set of people who do not benefit from our economic health. There continues to be a persistent issue of homelessness in our community. Sixty percent of the people who are treated are children. Lansing has been recognized as a model community for the way we treat our homeless. He asked that we all join him in raising consciousness of homelessness in Lansing. Mr. Sanford said that it is especially important, during the upcoming holiday season, for us to think about our neighbors who may be without a home to celebrate in. Mr. Leaf announced that they are all pooling their resources and talents in order to break the cycle of homelessness. They appreciate the help of City leaders, particularly the financial support, which is critical to allow them to keep their doors open. He urged listeners to talk to their legislators to get them to address the problem of homelessness. Their resources are being stretched to their capacity. More resources are needed for transitional housing and to create more low cost housing in the community.

Susan Cancro of Advent House, Beverly Wiener of Haven House, Maureen Maloney of Ingham, Eaton and Clinton County Community Services and Jim Gorman of Volunteers of America thanked Mayor Hollister for the proclamation, and urged continued support of their services to the community.

Region of the Red Cross to urge residents to sign up at their local Red Cross Offices.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

► Public Comment on Scheduled Public Hearings:

1. In consideration of SLU-11-99, Vacant Lane at the

South East Corner of Shiawassee St. and Pere Marquette Dr., Special Land Use Petition filed by Howard Corbin for Mike Bone to allow for construction of a 16 unit 2 story apartment building

Judy Hackett said that the Dorrance Place Neighborhood has looked at this property and it is not safe housing, or in rentable condition. This is a parcel that would be a candidate for Habitat for Humanity.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

► Public Comment on Legislative Matters:

Roy Markey, on behalf of J&L Investments Co. LLC, stated his confusion over the wording of the Resolution for the acceptance of the donation of property located on Valencia St. for the construction of the cul-de-sac. Last week the Planning Board approved this action, but that is not reflected in the resolution being adopted tonight.

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION #522

BY COUNCILMEMBER SANDY ALLEN

RESOLVED BY THE CITY COUNCIL OF

THE CITY OF LANSING

WHEREAS, Ordinance,#888 adopted July 11, 1994, allows for the disposition of bicycles which are deemed surplus by the Lansing Police Department; and

WHEREAS, by subsequent resolution the City Council defined the procedure for disposing of these bicycles to non-profit agencies within the City; and

WHEREAS, the City Council has received requests

from additional non-profit agencies, and has also received lists from the Quartermaster Unit identifying surplus bicycles.

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby approves the distribution of bicycles deemed surplus by the Quartermaster Unit of the Lansing Police Department in the communication dated October 19, 1999, to the Kids Repair Program, Children's Network; and

BE IT FURTHER RESOLVED any bicycles from this list that are not picked up by the eligible non-profit agencies by November 16, 1999, may be disposed of by the Quartermaster in a manner consistent with State law and the City of Lansing Purchasing Ordinance.

By Councilmember Allen

Carried Unanimously

RESOLUTION #523

BY COUNCILMEMBER TONY BENAVIDES

RESOLVED BY THE CITY COUNCIL OF

THE CITY OF LANSING

WHEREAS, Desiree T. Quinney determined that she would be the best she could be during her 23 years at Michigan State University; and

WHEREAS, Desiree Quinney rose through the ranks from bookkeeper to Purchasing Agent/Minority Procurement Coordinator; and

WHEREAS, Desiree Quinney has helped to ensure equal access to procurement opportunities through the MSU Purchasing System and has reported its accomplishments in awarding contracts to minorities; and

WHEREAS, Desiree Quinney's leadership in conducting Annual Roundtables during Minority Business Month has helped to provide minority businesses with important tips and advice on how to do business with Michigan State University; and

WHEREAS, Desiree Quinney is a visionary and catalyst behind a major Trade Fair to the Lansing Center in the year 2000 to bring together educational, governmental, and private sector in partnership to increase markets procurement opportunities to small, disadvantaged, and minority owned businesses; and

WHEREAS, Desiree Quinney has been the force behind the support for and keeping minority business

RESOLUTION #524

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
ACT-19-99 DONATION OF PROPERTY
FOR VALENCIA BOULEVARD

WHEREAS, J & L Investment Company, L.L.C., a Michigan Limited Liability Company, wishes to donate certain property to the City for the extension of street right of way of Valencia Boulevard at its northwesterly terminus and has offered the donation in form of a warranty deed to the City; and

WHEREAS, the property to be donated is triangular and is approximately 8,000 square feet in size; and

WHEREAS, pursuant to Public Act 285 of 1931, as amended, the Planning staff has initiated and completed a report on the property and proposed donation and the Planning Board is scheduled to take action thereon in November 1999; and

issues in the forefront with the Lansing Regional Chamber of Commerce;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, acknowledges and commends the actions of Desiree T. Quinney for ensuring that everyone understands the need for small, disadvantaged, and minority owned businesses to be provided equal access to procurement opportunities in the greater Lansing area.

By Councilmember Murphy

Carried Unanimously

WHEREAS, the City Transportation Engineer supports the plan to acquire and construct the cul-de-sac at this location; and

WHEREAS, the Mayor has reviewed the matter and pursuant to Section 208.06(b) of the City of Lansing Administrative Code recommends acceptance of the real property donation;

NOW THEREFORE, BE IT RESOLVED that the City accepts the donation of the subject property (Act-19-99), more particularly described as:

A triangular parcel commencing at the Northwest corner of Lot II Supervisor's Plat of Valleau's Subdivision, part of the Southwest 1/4 of Section 5, Town 3 North, Range 2 West, City of Lansing, Ingham County, Michigan, thence South 44 degrees 20 minutes 24 seconds East 122 feet along the lot line: thence North 45 degrees 05 minutes 56 seconds East to the North

Lot line: thence North 89 degrees 58 minutes 02 seconds West along the said lot line to the point of the beginning;

subject to the condition precedents that the Planning Board completes its Act 285 review and approves and recommends the acceptance of the donation and the City Attorney approves the warranty deed and evidence of title.

BE IT FINALLY RESOLVED that the City policy of environmental review before acquisition is waived.

By Councilmember Adado

Carried Unanimously

RESOLUTION #525

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

That the following transfers be approved;

AMOUNT TO TRANSFER	TRANSFER FROM ACCT #	TRANSFER TO ACCT #
\$50	Estimated Revenue-General Fund 101.0.170001.0	Police Donations-Contributions 101.343201.741880.0

(Donation from Trinity United Methodist Church for CARE ((Capital Area Response Effort)) crime victims program. Revenue detail account 101.0.675000.0.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT #	TRANSFER TO ACCT #
\$15,500	Drug Law Enforcement-Fund Balance 265.0.170001.0	REACH Equipment 265.343254.977000.0

(Purchase of an additional vehicle. Two REACH officers now share a vehicle. Vehicle will be an off make unit. Funds available due to disbursement in a large case.)

By Councilmember Meyer

Carried Unanimously

RESOLUTION #526

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, federal funds for street-level drug enforcement, control of problem properties and building code violations, youth gang activity, and alcohol violations are available again through the Office of Drug Control Policy (ODCP), Michigan Department of Community Health; and

WHEREAS the City, as the grantee, desires a Community Policing Advancement renewal grant to continue the R.E.A.C.H. program in the Lansing Police Department; and

WHEREAS, the City has been offered a renewal grant (ODCP # 70808-2K99) in the total amount of \$619,302 (60% Federal share \$371,581; 40% Drug Law Enforcement Fund/REACH Local Match of \$247,721) for the period October 1, 1999 through September 30, 2000; and

WHEREAS, the grant local match funds are available in the FY2000 adopted city budget; and

WHEREAS, these funds will be used to pay personnel expenses totaling \$545,440 for salaries (including a small amount of overtime) and fringe benefits, including a contract agreement with the Lansing Neighborhood Council (part-time Neighborhood Coordinator 30 hrs/wk position). Total City staffing will include one rotating PACT (Police and Community Team) comprised of one (1) Sergeant and four (4) Officers in a designated problem-solving team area, together with one (1) Neighborhood Youth Gang Violence Detective, and one (1) Landlord/Tenant Detective. The grant also includes \$25,000 for City Attorney legal support (contract intern), \$1,100 for Neighborhood Council supplies, and \$47,762 for digital media video (television) production equipment and laptop equipment (including an access license for GIS mapping); and

WHEREAS, the Mayor has recommended application for and acceptance of this renewal grant;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council approves acceptance of total grant funds in the amount of \$619,302 for the continuation of the R.E.A.C.H. program as a Community Policing Advancement effort; and

BE IT FINALLY RESOLVED, the Administration is given administrative transfer authority to create appropriate accounts and to make necessary transfers for the administration of the grant or as approved by the grantor.

By Councilmember Meyer

Carried Unanimously

RESOLUTION #528

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF

THE CITY OF LANSING

WHEREAS, federal law enforcement funds for developing a pilot Automated Identification Record Building Services (AIRBS) project are available to Ingham County through the Office of Drug Control Policy (ODCP), Michigan Department of Community Health; and

WHEREAS, the City has been cooperating with Ingham County and the Michigan State Police (Central Records) to establish a fiber optic linking system and to otherwise enhance the existing live-scan automated fingerprint identification system (networked AFIS) and integrated print image/criminal history booking operations; and

WHEREAS, the County has been offered a grant (ODCP Project for AIRBS electronic exchange-of-data purposes in the total amended amount of \$149,249 (75 % Federal share \$111,937; 25% Local Match \$37,312) for the period October 1, 1999 through September 30, 2000; and

WHEREAS, the Ingham County Board of Commissioners twice by resolution has approved application for and acceptance of an AIRBS grant from ODCP, contingent on LPD cost participation; and

WHEREAS, the adopted Lansing Police Department (LPD) budget for FY2000 included funds for an estimated 10% cost participation in a grant project of this nature;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council approves the LPD cost participation in the Ingham County AIRBS grant project totaling \$149,249, including \$111,937 from federal sources, \$24,687 from Ingham County, and \$12,625 from the

Lansing Police Department grant match account; and

BE IT FINALLY RESOLVED, the Administration is given administrative authority to create appropriate accounts and to make necessary transfers for the administration of LPD cost participation in the Ingham County AIRBS grant project or as further approved by the grantor.

By Councilmember Meyer

Carried Unanimously

RESOLUTION #529

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Michigan Department of Natural Resources (MDNR) has awarded the City of Lansing grant funds for the Frances Park Shoreline (TF96-102); and

WHEREAS, the City of Lansing per Resolution #078 of February 19, 1996, accepted the grant; and

WHEREAS, the City of Lansing has requested and has
WHEREAS, the Michigan Department of Natural Resources (MDNR) has awarded the City of Lansing grant funds for the Fenner In holding Acquisition (TF95-125); and

WHEREAS, the City of Lansing per Resolution #530 of November 12, 1996, accepted the grant; and

WHEREAS, the City of Lansing per Resolution #069 of February 16, 1998, approved Grant Amendment No. I which extended the completion date to September 30, 1999; and

received an extension of the development deadline due to the City's intent to complete the project in coordination with Moores River Drive road improvements; and

WHEREAS, the City of Lansing agrees to complete the project no later than July 30, 2000-and

WHEREAS, the City of Lansing agrees to submit a final reimbursement request no later than September 14, 2000;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council hereby authorizes the executing of Amendment #1 on behalf of Lansing by the Mayor and City Clerk.

By Councilmember Meyer

Carried Unanimously

RESOLUTION #530

BY THE COMMITTEE ON WAYS & MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the City of Lansing has requested and has received an extension of the acquisition deadline due to the difficulties in negotiations with the landowner; and

WHEREAS, the City of Lansing agrees to acquire the Fenner In holding property no later than November 30, 1999; and

WHEREAS, the City of Lansing agrees to terminate all leases and relocate all lease holders off the acquired property no later than March 31, 2000; and

WHEREAS, no later than April 7, 2000, the City of Lansing agrees to submit documentation to the MDNR that the leases have been terminated and lease holders relocated off the property, including final documentation of relocation costs incurred and paid; and

WHEREAS, within sixty (60) days of completing the acquisition and no later than February 29, 2000, the City of Lansing shall submit to the MDNR a final request for reimbursement pursuant to MDNR procedures;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council hereby authorizes the executing of Amendment #2 on behalf of Lansing by the Mayor and City Clerk.

By Councilmember Meyer

Carried Unanimously

RESOLUTION #531
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has appointed Tim Haggart, 816 Jessop Ave., to the LEPFA Board of Commissioners; and

WHEREAS, the Committee of the Whole concurred with the appointment of Tim Haggart on November 8, 1999;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the appointment of Tim Haggart to the LEPFA Board of Commissioners for a term to expire June 30, 2003.

By Councilmember Bauer

Carried Unanimously

ORDINANCES FOR INTRODUCTION

There were no Ordinances for Introduction

ORDINANCES FOR PASSAGE

BY COUNCILMEMBER ADADO

That we move to the passage of Ordinances

CARRIED UNANIMOUSLY

BY COUNCILMEMBER ADADO

That the Ordinance when read by it's title for a second time, be considered as read in full

CARRIED UNANIMOUSLY

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

BY COUNCILMEMBER ADADO

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-12-99, 1016 Shirley St., be placed on order of immediate passage.

CARRIED UNANIMOUSLY

BY COUNCILMEMBER ADADO

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-12-99, 1016 Shirley St., be now passed

That this ordinance, being necessary for the immediate preservation of the Public Peace, Health or Safety, shall take effect upon its passage

Carried Unanimously

ORDINANCE #2444

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification on the property described as follows:

Case Number: Z-12-99, 1016 Shirley Street
Parcel Number: PPN 3305-03-176-071
Legal Description: Lot 48, Battenfield Subdivision
No. 2, a part of the east
100 acres of the NW

YEAS: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS:None

ABSENT: None

By Councilmember Adado

Fractional 1/4 of Section 3,
T3N, R2W, City of Lansing,
Ingham County, Michigan

from "A" Residential District to "A" Residential (East 14.11 ft), and "J" Parking (West 42 ft) Districts

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from its passage unless given immediate effect by the City Council.

Given Immediate Effect by Motion of Councilmember Adado

MARILYNN SLADE, CITY CLERK

OTHER BUSINESS

► Public Comment on City Related Matters

Admiral Nesberry of 417 Clippert said that he and His Wife bought a home on S. Magnolia, and were subsequently notified by the Code Compliance Office that the Home had been red tagged for improper building permits. He has written letters negating the contracts for the sale of the home. He needs help

from the City to resolve this matter.

Council President Benavides asked Mr. Wiener to look into the issue and share information regarding it with the Public Safety Committee.

William Hubbell of 3916 Wedgewood congratulated the winners of the November City Council and School Board Election. Particularly, Councilmember Benavides, who ran a good, clean campaign and deserved every vote he got. Councilmembers Bauer and Leeman deserved their reelections, as well. Councilmember Beal will be missed, but he will reserve his remarks to her for another time.

Eugene Buckley of N. Hayford said that he has spent the last two years asking for simple justice. He has looked at many city matters in that time and has found the worst injustices. He has found huge amounts of money going to campaign contributors.

Councilmember Adado raised a point of order. These accusations are repeated by Mr. Buckley every week, and they are untrue. He asked what can be done to prevent Mr. Buckley from making untrue accusations at the microphone.

Mr. Buckley said that he has records of campaign contributions. Hundreds of thousands of dollars are given to campaign contributors and citizens get unused bicycle contributions.

Russell Terry of 121 E. Mt. Hope said that this World Class City wants you to break the law so they can give you a ticket for it. He stated a complaint about branches blocking clear vision of traffic signs.

Councilmember Leeman asked Mr. Terry to inform him of any specific areas in which tree limbs block traffic signs, so that the Public Service Department

Willy Williams of 505 W. Lenawee said that the majority does rule in Lansing. This year they went 4 for 4. This is now 17 of 17 tries. He congratulated the winners of the November 2, 1999 Odd Year General Election.

Marcella Prince of 1541 Knollwood asked for the creation of a Citizens Advisory Board for Complaints against the Code Compliance Office. They could handle the complaints against that office by doing investigations. She has made two visits to Mr. Sykes Office to set up a meeting, and both were unsuccessful. She went to the Human Relations and Community Services Office and they set up an appointment with Mr. Sykes for her. She stated that she has pictures that show a property owner in her neighborhood taking her trash down and dumping in on the river bank. She wants this trash picked up.

Beverly Miller of 413 Pearl St. said that 21/2 years ago the economic development process began in North Lansing with the Ferguson Condominium project. Then the CSO came through. Mr. Ferguson's project closed up the riverwalk. Now it is time for him to rebuild the riverwalk and open it up for public use again. He has to rebuild the river ledge, because it fell into the Grand River. It is time for the City to nudge him a little bit more to get this project completed. These projects in North Lansing have shut down all businesses in the area. These businesses lost a lot of money.

can be sent out to correct the problem.

Willie Davis, Jr., no address given, said that he is here to address Council on behalf of the National Black United Front. They are looking at issues facing African American Females. Things are happening to African American Women in the workforce. They are looking to see if there is some pattern, or not. They

want to see if these actions are legitimate, or not. All of the actions have been taken by white males and affect African American Females.

COMMITTEE REPORTS

RESOLUTION #532
REPORT OF COMMITTEE

THE DEVELOPMENT AND PLANNING COMMITTEE to whom was referred

Z-12-99, the proposed ordinance to rezone 1016 Shirley Street from "A" Residential to "J" Parking and "A" Residential to allow improvements for parking.

The Committee thoroughly reviewed the proposal.

REPORTS AS FOLLOWS: The Committee recommends Z-12-99, the proposed ordinance to rezone 1016 Shirley Street from "All Residential to "J" Parking and "A" Residential.

Signed: Lou Adado, Chairperson
Sandy Allen
Tony Benavides

BY COUNCILMEMBER ADADO

That the Report of the Committee be received.

CARRIED UNANIMOUSLY

November 8, 1999

CITY OFFICER & BOARD REPORTS

1. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

2. Letter from the Board of Water & Light submitting their Audit Report for Fiscal Year Ended June 30, 1999 and 1998

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

3. Letters from the Mayor re:
a. Trash Violation Fees (V-40)

RECEIVED AND PLACED ON FILE

b. Donation of Property on Valencia Blvd.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

c. Easement; Consumers Energy Electric Line

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

d. Appointment of Deborah Dietrich-Smith to the Historic District Commission for a Term To Expire June 30, 2000

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

e. Revised Appointment of Jan Patrick to the Planning Board for a 2nd Ward Term to Expire June 30, 2002

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

f. Grant Application: Transportation Enhancement

Funds

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

g. Letter of Appreciation from Barbara Cooper-Haas to Guillermo Lopez, Julie Gardner, Barbara Kimmel and Bob Rose

RECEIVED AND PLACED ON FILE

h. Report on North Precinct Crime Statistics

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

i. Capital Area Rail Council's Proposal that CATA Assume the Functions of the CARC

1. Notice from Ingham County of Determination of Necessity in the Groesbeck Park Extension County Drain

REFERRED TO THE DEPARTMENT OF PUBLIC SERVICES

2. Letter from Lee Staser of 6060 Porter Ave. in E. Lansing appealing the decision of the Claims Review Committee with regard to his claim for property located at 912 N. Pennsylvania

REFERRED TO THE CITY ATTORNEY AND THE COMMITTEE ON GENERAL SERVICES

3. Petition and Letter from 21 Residents of Warwick and Pomptom Cr. Dr. protesting the pending sale of Rocky's Bar on Martin Luther King, Jr., Blvd. to any party who intends to use the location as a bar

REFERRED TO THE MAYOR AND THE COMMITTEE ON

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

j. Suspension item from Councilmember Adado; a Report from the Historic District Study Committee

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

DEVELOPMENT AND PLANNING

4. Letter from the State of Michigan Department of Treasury submitting notice of NEZ Certificate #98-160 Issued for Property located at 1241 Lathrop

REFERRED TO THE ECONOMIC DEVELOPMENT CORPORATION

5. Letter from the State of Michigan Department of Treasury submitting notice of NEZ Certificate #9-245 Issued for Property located at 200 Shepard

REFERRED TO THE ECONOMIC DEVELOPMENT DEPARTMENT

6. Notice from the State of Michigan Department of Environmental Quality of Permit #996173 Issued to the City of Lansing for Wastewater System Construction for 5812 S. Cedar St. Sewer Improvement

RECEIVED AND PLACED ON FILE

7. Suspension item from Councilmember Murphy; a letter from Charles Pakkala of 1925 Reo Rd. regarding Traffic Problems on Reo Rd.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY AND THE TRAFFIC BOARD

8. Suspension item from Councilmember Allen; a Resolution authorizing the Distribution of Unclaimed Bicycles to the Volunteers of America

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

MOTION OF EXCUSED ABSENCE

By Councilmember Allen

To excuse Councilmember Beal from tonight's proceedings

Carried Unanimously

COUNCILMEMBERS COMMENTS

Councilmember Meyer announced the cancellation of the Ways and Means Committee meeting for this week.

City Clerk Slade congratulated the victors in last week's election. This was a very smooth election. She thanked the Poll workers and election night workers at the Counting Center. She thanked Councilmembers also, and remarked that each successive election that is run over at the new center goes more and more smoothly.

Councilmember Murphy reported a problem with a constituent who lives on N. MLK but is registered at S. MLK and was not able to vote at her home precinct.

City Clerk Slade announced that a mass mailing is going out next spring to everyone on the voter registration rolls. Anyone who finds a discrepancy with their card should contact the City Clerk at that time.

Councilmember Murphy asked if any educational efforts were made for this election.

City Clerk Slade reported that no funds were allocated for this year. She is requesting them for next year.

Councilmember Bauer said that it has been an honor and privilege for her to serve the people of Lansing for the last four years and she thanked everyone for giving her the opportunity to return for four more years. Thanks for the vote of confidence.

Councilmember Allen said that she looks for people to be able to vote on their home computer systems soon.

City Clerk Slade said that Microsoft is working on home internet voting systems. That is pretty far down the road. She expects to see the restrictions placed on absentee voting removed by the legislature first.

Councilmember Benavides thanked the residents of the Third Ward for their votes and said that he is looking forward to serving another four years.

Councilmember Leeman thanked the residents of the First Ward for reelecting him.

MAYOR'S EXECUTIVE ASSISTANT'S RESPONSE TO COMMENTS

Mr. Wiener did not have any comments.

ADJOURNED 9:00 P.M.
MARILYNN SLADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF NOVEMBER 15, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer

ABSENT: Councilmember Murphy

The Invocation was led by Judith Morrigan and Paul Pratt of Red Cedar Friends, and the Pledge of Allegiance was led by Council President Benavides

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of November 8, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Bauer

To accept the following under suspension of the rules:

1. From Councilmember Bauer; a Resolution of Tribute to Cele Gerber from the Michigan Capitol Girl Scout Council
2. From Councilmember Meyer; a Request that a Motion be Entertained to Discharge the Committee on Ways and Means with Regard to Consideration of Transportation Enhancement Grant Funds, and that this item be Referred to the Public Service Committee
3. From Councilmember Meyer; a Letter from the Board of Water & Light regarding the Release of Easements for Property at Lots 153 and 154 of Maplehill Subdivision

4. From Councilmember Meyer; a Letter from the Board of Water & Light regarding the Granting of an Easement in Alaiedon Township

5. From Councilmember Meyer; a Request that a Special Ceremony be added to the Agenda to allow for Introduction of Newly Hired Police Cadets

6. From Councilmember Allen; a letter from Gregory Fox of Glasgow Dr. submitting a Claim for Water Damage

7. From Councilmember Beal; a Resolution authorizing Public Improvement II; Special Assessment for Streetscape Improvements on Grand River Ave.

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

► Announcement of City Events:

Councilmember Leeman announced that the Parks Board will meet on Wednesday, November 17, 1999, at 7:00 P.M. at the Foster Community Center where they will take up the Parks and Recreation 5 Year Master Plan review. He asked Mayor Hollister to announce the deadline for City pickup of leaves.

Councilmember Allen announced that the Forest View Association will meet on Wednesday, November 17, 1999, at 7:00 P.M. at the University Club. She reminded everyone that "Silver Bells in the City" is this Friday.

Councilmember Beal announced that she drove up and down the streets that are newly converted from one-way to two-way. She congratulated the Traffic Department on this move and urged more residents to drive up and down these streets. You get an entirely different perspective of downtown buildings, because you see them from vantage points that you do not usually see them from. She complimented Councilmember Meyer on the Michigan Retailers buildings.

Councilmember Benavides welcomed Diana Page, Wen Hsu, and John Page, visitors from Grand Ledge, observing tonight's meeting.

Mayor Hollister announced that this Thursday, November 18, 1999, at 3:00 P.M. the Committee that was created by the 425 Agreement with Alaiedon Township will convene. He urged everyone to attend.

Mayor Hollister introduced Sue Mills, of "Silver Bells in the City" and asked her to give Councilmembers an update on the plans for the celebration. Ms. Mills urged everyone to attend "Silver Bells in the City," which starts at 5:00 P.M. this Friday. The Festivities will start with the Electric Float Parade, followed by the lighting of the State Christmas Tree. All activities are open to the public at no charge. There will be Horse Drawn Wagon Rides on the Washington Square Mall and free Cookies and Cider. This year the parking in all City Ramps will be free and CATA will provide free shuttle services. All the Christmas Decorations will be up. There are 79 Sponsors this year, including the Signature Sponsors, which are Board of Water & Light, and the International Brotherhood of Electrical Workers. This event brings about 45,000 people into the Downtown area every year.

Mayor Hollister introduced Liza Estlund Olson, Director of the Management Services Department, and asked her to bring Councilmembers up to date on the plans for the "FestEve" celebration. Mrs. Estlund Olson reported that "FestEve" is Lansing's alcohol free New Year's Eve Party. This year the events will be free, in honor of the new Millennium, with the exception of some of the Teen events. Teens who wish to participate in some of the Teen events will need to purchase wrist bands, because some of the expenses associated with their events need to be recouped, such as; the cost of bands who will play for dances, and entry fees for Apple Sports Plex. The wrist bands are available at the Lansing Center, Apple Sports Plex and the MSU Union. This is an annual event held in cooperation with the City of E. Lansing, and this year, the MSU Union. There will be a teen band at the Lansing Center and activities at Impression 5 Museum. There is a lot of diverse entertainment planned.

Mr. Wiener announced that this Wednesday at 7:00 P.M. at the Lansing Center they will hold a informational meeting on how to fill out Neighborhood Grant Applications. Any group who wants to apply for a neighborhood grant is welcome to attend. Applications for the grants are available at all of the Public Libraries, Community Centers, Police Precincts and the Mayor's Office.

Councilmember Allen announced that on Saturday, the Cedar Street Beautification project volunteers will decorate the trees on the berm on Cedar Street. By Saturday night all the trees will be lit and will be a beautiful site.

► Special Ceremonies

A. Mayor Hollister, along with Parks and Recreation Director R. Eric Reickel introduced Clara Bratt of Fenner Arboretum, who introduced Fern Featherly, President of "Friends of Fenner." Mrs. Featherly thanked Mayor Hollister and Councilmembers for helping to get the acquisition of the Fenner In Holding property accomplished. She introduced Carol Miller, Marie Lewis and Ron Eggleston of the "Friends of Fenner" Board. Ms. Miller said that they are all very excited about the new addition. Ms. Lewis said that she has really enjoyed working to make this park what it is today. She has been on the Board for many years. She urged everyone to get out and see the park. Mr. Eggleston said that he is proud to be on this Board.

Mayor Hollister thanked this group for all the work they have done to get this project off the ground. In addition to all the physical work they did, they also raised \$25,000 to allow the project to go forward. This project was very important to the citizens of Lansing.

Mayor Hollister, along with Police Chief Johnson and Craig Bayliss of the LPD introduced three new recruits of the Police Department; Chris Dorr from Holt, Rodney Anderson, who has a Bachelor of Arts Degree from MSU who thanked Councilmembers and the Mayor for this opportunity, and Wendy Rich from Dimondale, a graduate of LCC who has been a 911 dispatcher for many years and is excited to have this opportunity to advance. This is the latest batch of rookie cops to complete training at the Police Academy. Now they face further training by the Department. Mayor Hollister announced that this group of cadets achieved the highest academic rating of any class so far, and comes highly recommended.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

► Public Comment on Scheduled Public Hearings:

1. In consideration of SLU-11-99, Vacant Land at the South East Corner of Shiawassee St. and Pere Marquette Dr., Special Land Use Petition filed by Howard Corbin for Mike Bone to allow for construction of a 16 unit 2 story apartment building

William Hubbell of 3916 Wedgewood said that this is Vernon McLellen of 1459 Cheboygan in Okemos asked Councilmembers to defer their vote on the 425 Act Resolution until such time as a public vote can be held in Meridian Township. There has been a concerted effort to disenfranchise the voters in this area. There is no need for Lansing to provide services to this area. There is no economic reason for assisting them in developing the Governor's Club project. The Township may not be able to meet the legal requirements for some parts of this 425 Act Agreement. This has had the appearance of manipulating situations to circumvent the law.

a great idea. This property is within walking distance of LCC, the City Market, Oldsmobile Park, the Lansing Center, and many other Downtown attractions.

Jim VanDrummell of Old Hickory Trail in Dewitt stated his opposition to this special land use petition. This property sits directly next to the railroad tracks. From a public safety perspective this should not pass. He urged Councilmembers to go out and inspect this property prior to making a decision.

► Public Comment on Legislative Matters:

Belinda Fitzpatrick of 224 S. Holmes stated her opposition to the Governor's Club 425 Act Agreement. She objected to the way this resolution was listed on the agenda. Lansing, she said, should not get drawn into this game between the Township and the City of E. Lansing. Lansing has problems with it's own infrastructure and does not need to take on this challenge of building a new infrastructure in another area. We should not be contributing to urban sprawl. We should be moving away from growth in economics and towards sustainable economics.

Beverly Miller of 413 Pearl St. said that she went out to the Township and talked to people about this project. No one out there wants any help from the City of Lansing. This Agreement is completely different from the Jackson National Life Agreement. That agreement was a win/win situation for the City of Lansing and for Alaiadon Township. We saved a lot of jobs with that agreement. Councilmembers should drive through Meridian Township. They will see a lot of upscale development and no one crying hardship. Why hasn't the City of Lansing put this question to the voters? The City is in a lot of trouble trying to find money to separate our sewers. She

lives in a big brownfield. She does not approve of spending money this way before cleaning up our own areas. This is not a win/win situation.

Vance L. Kincaid, II of 4530 Nakoma Dr. in Okemos said that they have not been here to speak about this issue before, because they never thought that it would be necessary to come before another unit of government to ask that their residents be allowed to vote on this issue. He asked that Councilmembers delay the vote on this issue, for the sake of the relationship between our communities. Ninety percent of Township residents directly affected by this agreement have signed petitions opposing it. They were submitted to the Township Clerk on November 2, 1999. The state of the long term community relationship between our communities is before Council tonight. He urged Council to "do the right thing," or they will run the risk of creating ill will between our communities for the next fifty years.

Russell Terry of 121 E. Mt. Hope stated his opposition to the Meridian Township 425 Act Agreement. He urged Councilmembers to let East Lansing and the Township and MSU settle their own differences. The City of Lansing should not be involved. This is the Governor's Club Project, let Governor Engler take care of it.

Charlene Decker of 2711 Pleasant Grove Rd. urged Councilmembers to give the Township residents a chance to vote on the 425 Act Agreement. The residents of Lansing should be allowed to vote on it too. We do not need this agreement. We have a lot of money going into sewer separation and a shortage of workers and engineers. We do not need to stretch our resources any more, especially for an out-of-town project.

Ed Simmer of 2609 Dier St. said that the City Council

should not even be considering the 425 Act Agreement with Meridian Township tonight. These residents are trying to get a referendum on it. He urged Councilmember to wait to act on this agreement until after the Township residents have had an opportunity to vote on it.

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION #533

BY COUNCILMEMBER MICHAEL C. MURPHY
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Celiac Sprue is an inherited disease which causes damage to the small intestine and interferes with the intestine's function of digestion and absorption of nutrients, water and bile salts; and

WHEREAS, damage occurs when a protein fraction of gluten called glladin is present in the lining of the intestine--glladin can be found in wheat, oats, rye and barley; and

WHEREAS, among the most common symptoms for adults are weight loss, chronic diarrhea, abdominal cramping, intestinal gas and muscle wasting; for children, symptoms usually include growth failure, projectile vomiting, diarrhea and bloated abdomen; and

WHEREAS, the malabsorption of nutrients, salts and water has far-reaching effects and individuals afflicted with Celiac Sprue may exhibit any combination and any number of symptoms, making the disease difficult to diagnose; and

WHEREAS, Celiac Sprue Awareness Day strives to increase public awareness of the symptoms and cause

of the disease, as well as to increase compassion and support for those who suffer Celiac Sprue;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, declares October 28, 1999 as Celiac Sprue Awareness Day in Lansing, and urges all citizens to join in the commemoration of this important observance.

By Councilmember Bauer

Carried Unanimously

THIS RESOLUTION WAS TABLED BY MOTION OF WHEREAS, the City and Township propose that certain property be conditionally transferred from the Township to the City pursuant to Act 425; and

WHEREAS, a proposed Agreement for Conditional Transfer of Property Pursuant to 1984 PA 425 (the Agreement) providing for matters permitted and required under Act 425, has been negotiated and prepared; and

WHEREAS, the Agreement provides, among other things, for the conditional transfer of property in the Township to the City, the providing of governmental utilities and services, zoning, taxation, revenue sharing, charging for services and ordinance application and enforcement, and mutually benefits the City and Township; and

WHEREAS, a proposed draft of the Agreement was placed on file with the City Clerk on September 17, 1999; and

WHEREAS, the City held a public hearing on October 4, 1999 at the regularly scheduled Council meeting regarding the proposed Agreement, preceded by notice in accordance with the requirements of

COUNCILMEMBER BEAL

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the City of Lansing and Meridian Township (Township) are "local units" as defined by Public Act 425 of 1984, as amended, (Act 425), (MCL 124.21 et seq); and

WHEREAS, Act 425 enables two local units of government to conditionally transfer property by written agreement for the purpose of economic development projects; and
Michigan's Open Meetings Act; and

WHEREAS, a revised agreement containing Section 2.5A.3, which provides clarity but is not a substantive change, was placed on file with the City Clerk on November 4, 1999; and

WHEREAS, the proposed Agreement, as revised, has been presented to Council for review and approval;

NOW, THEREFORE, BE IT RESOLVED the City finds that the conditional transfer of property from the Township to the City pursuant to the Agreement, as revised, on file with the City Clerk will provide for the division of municipal powers, functions and responsibilities to allow for the joint administration of the transferred area and will assist economic development and be beneficial to the residents of the City and the Township, and will work to prevent conditions of unemployment.

BE IT FURTHER RESOLVED, pursuant to and in compliance with Act 425, the Mayor is hereby authorized to execute the Agreement for Conditional Transfer of Property Pursuant to 1984 PA 425, subject to the City Attorney's prior approval and correction of

minor technical revisions, if any, for the property more particularly described as:

A parcel of land in the Northeast 1/4 and the Northwest 1/4 of Section 32, and the Southwest 1/4 of Section 29, T4N, R1 W, Meridian Township, Ingham County, Michigan; the surveyed boundary of said parcel described as: Beginning at the West 1/4 corner of said Section 29; thence N 89°54'15" E along the East-West 1/4 line of said Section 29 a distance of 1321.01 feet to the East line of the West 1/2 of the Southwest 1/4 of said Section 29; thence S 00°21'06" E along said East line 2640.13 feet to the South line of the Southwest 1/4 of said Section 29; thence N 89°52'06" E along said South line 1323.27 feet to the North 1/4 corner of said Section 32; thence N 89°42'08" E along the North line of the Northeast 1/4 of said Section 32 a distance of 557.58 feet; thence S 00°17'52" E 233.80 feet; thence N 89°42'09" E 200.00 feet; thence N 00°17'51" W 233.80 feet to said North line; thence N 89°42'08" E along said North line 286.51 feet; thence S 01°11'26" E 175.92 feet; thence S 85°50'07" E 198.68 feet to the centerline of Hulett Road; thence along said centerline the following five courses: S 21°12'25" W 217.27 feet; S 17°48'53" W 351.34 feet; S 17°56'51" W 619.99 feet; S 18°11'58" W 567.34 feet; S 13°54'39" W 805.71 feet to the East-West 1/4 line of said Section 32; thence S 89°45'54" W along said East-West 1/4 line 503.73 feet to the Center of said Section 32; thence S 89°22'37" W continuing along said East-West 1/4 line

To table the Resolution Pending the Validation/Invalidation of Petitions filed with the Meridian Township Clerk Calling for a Special Election

2641.59 feet to the West line of the Northwest 1/4 of said Section 32; thence N 00°01'00" E along said West line 2657.51 feet to the Northwest corner of said Section 32; thence N 00°18'10" W along the West line of the Southwest 1/4 of said Section 29 a distance of 711.00 feet; thence N 89°41'50" E perpendicular to said West line 233.00 feet; thence N 00°18'10" W parallel with said West line 265.00 feet; thence S 89°41'50" W perpendicular to said West line 26.75 feet; thence N 00°18'10" W parallel with said West line 338.90 feet; thence N 89°41'50" E perpendicular to said West line 50.00 feet; thence N 00°18'10" W parallel with said West line 150.00 feet; thence S 89°41'50" W perpendicular to said West line 256.25 feet to said West line; thence N 00°18'10" W along said West line 1176.05 feet to the point of beginning, said parcel containing 288.05 acres more or less.

BE IT FINALLY RESOLVED after the Agreement, as revised, is executed, that the City Clerk file a duplicate original thereof with the County Clerk of the County of Ingham and with the Secretary of State of the State of Michigan in the office of the Great Seal.

By Councilmember Bauer

To place an affirmative roll on the resolution

FOLLOWING CONSIDERABLE DEBATE THE FOLLOWING MOTION WAS MADE

By Councilmember Beal

to Put the Question to the Meridian Township Electorate

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Bauer, Beal,
Benavides, Leeman,

NAYS: Councilmember Meyer

ABSENT: Councilmember Murphy

RESOLUTION #534
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Cele Gerber, Executive Director of Michigan Capitol Girl Scout Council since 1989, retired after 22 years of Girl Scout Service; and

WHEREAS, Cele Gerber's work touched the lives of over 200,000 girls and 50,000 adult members; and

WHEREAS, Cele Gerber's commitment to children, particularly at-risk youth, was a guiding force for Michigan Capitol Girl Scout Council with outstanding programs and community collaboration developed and maintained to reach the undeserved girls in the council's jurisdiction; and

WHEREAS, Cele Gerber's efforts taught girls to be passionate in their beliefs, proud of their accomplishments and excited by the fun, spirited opportunities in Girl Scouting; and

WHEREAS, Cele Gerber's guidance poised the girls, volunteers and staff of Michigan Capitol Girl Scout Council for the new millennium, ensuring that the timelessness and traditions of the organization live long into the future;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, acknowledges and commends

the actions of Cele Gerber during her 22 years of Girl Scout Service.

BE IT FURTHER RESOLVED that the Lansing City Council, hereby, declares Tuesday, November 16, 1999 as Cele Gerber Day.

By Councilmember Bauer

Carried Unanimously

RESOLUTION #535
BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
PUBLIC IMPROVEMENT II

WHEREAS, pursuant to the Public Improvement I adopted by this council on May 17, 1999, the Director of Public Service has completed the plans and specifications and furnished the following information:

PROJECT TITLE: Grand River Avenue Streetscape,
P.S. #26068

PROPERTY BENEFITTED

Sidewalk, trees

& Tree Grates:

All lands fronting on Grand River Avenue between Turner Street and Center Street on the north side of the road, and between the bridge over the Grand River and Center Street on the south side of the road, excepting all public streets and alleys and other land deemed not benefitted.

ENGINEER'S ESTIMATE, COST OF IMPROVEMENTS:

ASSESSMENT ROLL #B62	CITY CONTRIBUTION	ASSESSABLE TO
SIDEWALK COST	\$88,796.80	\$39,345.39
TREES & GRATE COST	\$0.00	\$28,798.38
OTHER COSTS	\$66,573.43	\$0.00
TOTAL COSTS	\$155,370.23	\$68,143.77

Council hereby directs that the above mentioned plans, specifications, engineer's estimate, and other pertinent information regarding this project be received, approved, and placed on file for public inspection, and

BE IT FURTHER RESOLVED the Finance Director be authorized to advertise and let for bid the specifications for said project as submitted by the Department of Public Service; and

SOURCES OF FUNDING IMPROVEMENTS:

		BE IT FURTHER RESOLVED, the City Assessor be
City Share of Sidewalk	\$88,796.80	410-933690-974200-13071 authorized to make a special assessment installation roll, based upon the bids to be received and other
City Share of Other Cost	\$66,573.43	410-933690-974100-43865 related cost of construction, and return same to the City Council.
Assessment Roll # B62	\$68,143.77	404-933602-974200-42229 I hereby certify that funds are available for the City of Lansing's share of said project.

NOW, THEREFORE, BE IT RESOLVED the Lansing City
Charles S. Remenar, Deputy City Controller

ORDINANCES FOR INTRODUCTION

By Councilmember Beal

There were no Ordinances for Introduction

Carried Unanimously

ORDINANCES FOR PASSAGE

By Councilmember Meyer

There were no Ordinances for Passage

OTHER BUSINESS

That the Committee on Ways and Means be Discharged from consideration of the Grant Applications for Transportation Enhancements Funds for Streetscaping in Old Town, Pedestrian Walkway along South Side of Miller Rd., Pedestrian Walkway along N. Side of Cavanaugh Rd., and for Bicycle Lanes and Pedestrian Walkways on Aurelius Rd., and that the items be turned over to the Committee on Public Services for their sole Consideration

Carried Unanimously

► Public Comment on City Related Matters

William Hubbell of 3916 Wedgewood said that when the new Council takes over in January, he may be back among the "squeaky wheels," but for the Holiday Season, at least, his policy is peace on earth and goodwill toward man. He likes the newly converted two-way streets. He commended Councilmember Beal for not over-extending her term

of office.

Eugene Buckley of N. Hayford accused the City Administrators of fleecing the tax payers, and campaign contributors of racketeering. He claimed that he was fired by his previous employer, who is one of Mayor Hollister's campaign contributors, for speaking out at Council Meetings. He read a list of taxes paid by Councilmembers.

Belinda Fitzpatrick of 224 S. Holmes spoke regarding the Housing Study and on the red and green tagging of houses, indicating that they are unsafe or substandard. Someone from Code Compliance needs to tell Admiral Newsberry what needs to be done to get the red tagging taken off of the house that he bought on S. Magnolia St.

Beverly Miller of 413 Pearl St. said that red tags mean that a house is condemned, green tags mean that it is substandard. She spoke regarding the letter on the Agenda from Richard Leeper asking that the City adopt an ordinance to prevent snagging of fish at the Fish Ladder, saying, that we already have an ordinance preventing fishing within a certain distance of the ladder and the dam, which is supposed to prevent snagging.

Russell Terry of 121 E. Mt. Hope said that a lot of people know what is going on behind the closed doors of Lansing City Council. The brown nosed group will turn Lansing into a town for the rich, not for the poor.

Frank Curtis "X" said that he does not like it when Councilmembers leave the room during public comment. The City needs more communication from the Administration of the Schools. The former Mayor has been late to his classroom 31 times. He stated that his kids are being kept in I.S.S. which is a

kgb type operation.

Charlene Decker of 2711 Pleasant Grove Rd. said that elected representatives have a sacred responsibility when they are dealing with the public. The majority of registered voters in Lansing did not even vote. This could be an indication of contentment, but a school board candidate who uses dishonest means to get his name on the ballot, discourages voters. Why did it take citizen activists to bring out information to Councilmembers that they should already have had on the 425 Agreement? This is another reason why people do not vote. If you want to force people out of Lansing, just keep raising their taxes and fees. If she had to pay just \$50.00 more per month to live in Lansing, she would not be able to afford it and would have to move out of town.

David Worthams of 110 First St. in Jackson, said that Lansing's is the first City Meeting that he has attended that has allowed for such a wonderful expression of first amendment rights by citizens. He commended Councilmembers for allowing the public so much freedom of expression at their meeting.

COMMITTEE REPORTS

RESOLUTION #536 REPORT OF COMMITTEE

THE COMMITTEE OF THE WHOLE, to whom the Housing Market Study, prepared by Gove Associates and the W.E. Upjohn Institute for Employment Research, was presented at a Committee meeting on Thursday, October 21, 1999

REPORTS AS FOLLOWS: The Committee reviewed the Housing Market Study and authorizes the Administration to develop proposals to implement the Conclusions and Recommendations.

Signed: Council President Tony Benavides
 Council Vice President Joan Bauer
 Councilmember Louis H. Adado
 Councilmember Michael C. Murphy

By Councilmember Bauer

That the Report of the Committee be Adopted.

Carried Unanimously

November 15, 1999

CITY OFFICER & BOARD REPORTS

1. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

2. Letters from the Mayor re:

a. Transfer of Funds; LFD, PSD

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

b. Letter of Appreciation from Carolyn Callen & Brian Huggler of Advent House Ministries to the LFD

RECEIVED AND PLACED ON FILE

c. Letter of Appreciation from the Principal Shopping District to LPD, Transportation and the Fire Marshall

RECEIVED AND PLACED ON FILE

Councilmember Sandy M. Allen
 Councilmember Ellen M. Beal
 Councilmember Harold J. Leeman, Jr.
 Councilmember Larry Meyer

d. Letter of Appreciation from Daniel E. Cooper of Michigan Public Power Agency to the Board of Water & Light Employees

RECEIVED AND PLACED ON FILE

e. Traffic Control Request; Clippert St. and Sellers Ave.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

f. Amendment to Chapter 1040, Sections 1040.12, 13, 14, 15, 16, 17, 18, and 19 to Prohibit the Discharge or Causing to be Discharged any Residential Eaves Troughs or Roof Downspouts Runoff into any Combined Sewers

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

g. Grant Application Female Programming Services Planning

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

h. Press Releases; Symphony Orchestra, Kids Repair Program, Traffic Advisory, ENO Summit Newspaper, Otto Peace Center

RECEIVED AND PLACED ON FILE

i. Planning Board Amendment to Rules of Procedure

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

j. Sale of Property 1004 W. Lenawee St.

REFERRED TO THE COMMITTEE ON DEVELOPMENT
AND PLANNING

k. ACT-16-98; Acquisition of Street Right of Way for
Construction of Prudden St. between Oakland and
Saginaw

REFERRED TO THE COMMITTEE ON DEVELOPMENT
AND PLANNING

l. Recommendation for the Denial of ACT-17-99;
Alley Closure between the 1000 Block of Britten and
Braman

REFERRED TO THE COMMITTEE ON DEVELOPMENT
AND PLANNING

m. ACT-18-99; Sale of Two Parcels at the SW
Corner of MLK Jr. Blvd. at Main St.

REFERRED TO THE COMMITTEE ON DEVELOPMENT
AND PLANNING

n. ACT-19-99; Purchase of Property on the NW End
of Valencia Blvd. for a Cul-de-sac

REFERRED TO THE COMMITTEE ON DEVELOPMENT
4. Suspension item from Councilmember Meyer; a
Letter from the Board of Water & Light regarding the
Granting of an Easement in Alaiedon Township

REFERRED TO THE COMMITTEE ON DEVELOPMENT
AND PLANNING

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as

AND PLANNING

o. ACT-20-99; NE Corner of Waverly and Tecumseh
River Rds. Vacation of Drain Easements

REFERRED TO THE COMMITTEE ON DEVELOPMENT
AND PLANNING

p. Grant Approval; Cities, Townships and Villages
Program Funds for the Potter Park Zoological Society
Education Center

REFERRED TO THE COMMITTEE ON WAYS AND
MEANS AND THE INTERNAL AUDITOR

q. Grant Approval; R.E.S.P.E.C.T.

REFERRED TO THE COMMITTEE ON WAYS AND
MEANS AND THE INTERNAL AUDITOR

3. Suspension item from Councilmember Meyer; a
Letter from the Board of Water & Light regarding the
Release of Easements for Property at Lots 153 and
154 of Maplehill Subdivision

REFERRED TO THE COMMITTEE ON DEVELOPMENT
AND PLANNING

being read in full and that the proper referrals be
made by President Benavides

Carried unanimously

1. Letter from Richard Leeper of 3901 Tennyson Ln.
requesting the adoption of an Ordinance to regulate
fishing at the Brenke Fish Ladder

REFERRED TO THE MAYOR AND THE PARKS BOARD

2. Anonymous Letter from a "Concerned Neighbor" in

the area of Boston Blvd. and Rockway the use of Live Traps and the killing of squirrels, songbirds, raccoons and opossums

REFERRED TO THE MAYOR AND THE POLICE DEPARTMENT

3.NCU-04-99; 1022 Eureka, Non-Conforming Use Petition filed by Harvey Clarizio to allow for rehabilitation of 8 units damaged by fire

REFERRED TO THE MAYOR AND THE PLANNING BOARD

4.SLU-13-99; Property North of Sparrow Hospital along Jerome St., Special Land Use Petition filed by Ira Ginsburg for Sparrow Health Systems to allow for Temporary Parking

REFERRED TO THE MAYOR AND THE PLANNING BOARD

5.SLU-14-99; 6140 Pleasant Grove Rd., Special Land Use Petition filed by SBA, Inc. to allow for Development of a Monopole for a Wireless Communications Facility

REFERRED TO THE MAYOR AND THE PLANNING BOARD

6.Suspension item from Councilmember Allen; a letter from Gregory Fox of Glasgow Dr. submitting a Claim for Water Damage

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

MOTION OF EXCUSED ABSENCE

By Councilmember Adado

To excuse Councilmember Murphy from tonight's proceedings

Carried Unanimously

COUNCILMEMBERS COMMENTS

Councilmember Beal announced that the Public Service Committee has reviewed the proposal that Parking Lot #15 be converted to an attended lot. That item will be placed on the Council Agenda after it has received the consideration of the Ways and Means Committee and the Committee of the Whole. Councilmember Adado asked that this item be pulled for one week. He will be out of town this week and wants to be present when this is taken up. Councilmember Beal agreed that it be referred to the Ways and Means Committee for consideration next week. She reported attending the Veterans Day Parade, and commended the organizers for putting on an excellent event. The Marching Bands from the three Lansing High Schools were very good, especially the performance by the Eastern High School band.

Councilmember Allen congratulated the Band Director of the Eastern High School Marching Band, who lives in the Second Ward.

MAYOR'S EXECUTIVE ASSISTANT'S
RESPONSE TO COMMENTS

Mr. Wiener responded to Councilmember Leeman's question about leaf pickup. The Public Service Department will be picking up leaves until November 22nd. They remind everyone not to rake their leaves into the street and roadways because this creates problems when the leaves get into the catch basins. Leaves placed out by the curb for pickup must be in paper bags. They urge residents to consider mulching their leaves, or composting them.

Mulching them provides ground protection from winter snow, or, you can compost them by raking them into a pile, placing a piece of fence over them and watering them periodically. This will provide you with fertilizer for your flower and vegetable gardens in the spring and summer.

ADJOURNED 9:05 P.M.

MARILYNN SLADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF NOVEMBER 22, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: None

The Invocation and Pledge of Allegiance were led by Elder Terrance Lauchie from the Pentecostal Church of God In Christ

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of November 15, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Adado

To accept the following under suspension of the rules:

1. From Councilmember Adado; that a Substitute be accepted for the Resolution Approving SLU-10-99

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

TABLED ITEMS

By Councilmember Adado

To the Resolution Approving the Conditional Transfer of Property Pursuant to PA 425 of 1984 Between the City of Lansing and Meridian Township (Governor's Club Property) be raised from the table and placed on the Agenda under Resolutions for Action

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

NAYS:1 (Councilmember Beal dissenting)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

► Announcement of City Events:

Councilmember Bauer announced the "Festival of Trees" beginning this Wednesday at the Lansing Center and running throughout the weekend. The proceeds will go to the Women and Children's Help Center.

Councilmember Murphy announced a meeting of the Public Safety Committee with residents of the Friendship Manor Apartment Complex on Tuesday, November 23, 1999 at 5:00 P.M., where they will take up safety issues facing senior citizens. The address is 200 Friendship Manor Circle. He urged all interested parties to attend.

Councilmember Leeman announced that the Parks and Recreation Department, along with the Parks Board will hold a meeting on Tuesday, November 23, 1999, at 7:00 P.M. at the Foster Community Center to take up the issue of the Master Plan for Ranney Park.

Mr. Wiener announced that the Potter Park Zoo "Wonderland of Lights begins tomorrow night and will run through New Years Eve. The luminary is open from 5:00 P.M. to 8:00 P.M. everyday except Christmas Day and New Years Day. He said that, regarding monies left over from last year's Neighborhood Grant Program that Council transferred a couple of months ago, \$2,500 was set aside for each ward for programs between Neighborhood Associations and their Area Schools. Neighborhoods interested in applying for these funds to operate a joint venture with one of their local schools should send a letter of interest to Mayor Hollister by December 3, 1999. The letter must indicate what type of project you would like to pursue with the schools and the project must be a partnership between the schools and the neighborhood.

Councilmember Bauer announced that Councilmember Leeman will celebrate his Birthday Tomorrow. She wished Him a Happy Birthday and said that they have cake to share with everyone following tonight's meeting.

Mayor Hollister announced that Dr. Wiener celebrated his 60th Birthday over the weekend too. He reported that His Office received word last Friday that the City's Credit Rating has been upgraded to AAA. This is the highest possible credit rating a city can receive.

► Special Ceremonies

1. Council President Benavides, along with Mayor Hollister presented a Resolution of Tribute to Rosalinda Luiz in honor of "Latino Vote 2000" a Voter Registration Initiative Drive. President Benavides complimented Ms. Luiz, saying she is a fine example of a role model for this community.

2. Council President Benavides, along with Mayor Hollister presented a Resolution of Tribute to Alfonso Salas, Lansing Regional Chamber of Commerce Minority Small Business Person of the Year. Mayor Hollister commended Mr. Salas, saying that thousands of jobs are created by small business people like Mr. Salas. The Chamber made a great choice when they selected Him as the Minority Small Business Person of the Year. President Benavides complimented Mr. Salas on the high reputation his business has maintained. This is a very well managed business that will go places in the City.

Mr. Salas thanked President Benavides and Mayor Hollister for the tribute they have honored him with tonight. He is very grateful for having received this award from the Chamber of Commerce. This award is shared by His Wife, Gina, and all of their employees and customers. The Chamber of Commerce is a great institution in the Lansing Area. He thanked everyone who has been a part of their business. A lot of business owners started their businesses just the way that he did. It is very nice for them to be recognized in this manner. This has been a great honor for He and His Wife. They are very happy with this award.

PUBLIC'S AND MAYOR'S COMMENT
● ON LEGISLATIVE MATTERS

► Public Comment on Scheduled Public Hearings:

1. In consideration of Z-13-99; 304-306 E. Grand River

Ave., Petition for Rezoning from "F-1" Commercial to "G-1" Business District filed by Paul E. Emery to allow for Renovation of the Building to include Commercial Space on the Ground Floor and Residential Units on the Upper Floor

Paul Emery of 304 E. Grand River, said that he is the petitioner in this matter. He is one of the business people who are trying to make old town happen. City Council has been very supportive of their efforts so far. This is one of the oldest commercial buildings left in the City. It was built the year that President Lincoln was shot.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

2. In consideration of Z-14-99; 204 E. Mt. Hope Ave., Petition for Rezoning from "C" Residential to "D-1" Professional Office Districts filed by John P. Lenhard to allow for the conversion to professional offices

John Lenhard of 122 Whitehills in E. Lansing said that he is the petitioner in this matter and asked Councilmembers to support his rezoning request. The previous use is no longer feasible on this property. There is no residential zoning for 6/10 of a mile in either direction. This property has been in his family since 1958, and he has an opportunity to offer the property for use as an Attorney's Office to two Attorney's. His family has worked hard to maintain the property and it's aesthetics. He wants to make sure that He can leave this property to an

owner who will use the property and retain the integrity of the structure and use it to enhance other elements of the neighborhood.

Kathy Gathers, no address given, stated her support of this rezoning petition. She will be one of the partners in the law firm that wants to lease the building. She stated that the neighborhood supports the rezoning of the property and the development of a law office there. This property has been over improved by the previous tenant.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

3. In consideration of the Naming of the New Street, Constructed at the General Motors Main Plant Site on Townsend St. to Zubkus Way in honor of Jim Zubkus

Glenn Kirk of 3930 Camperdown in Lansing said that leadership counts. Mr. Zubkus is the epitome of leadership. If you believe that leaders have to lead and have to teach, then you believe in Jim Zubkus. His motto was always "what you have to do is what is fair to the people." He sets the example for the rest of leadership to do what is right for the people, for the plant and for the company. Of course, it took the whole team to make what happened in Lansing happen, but Mr. Zubkus has put together the best Councilmember Beal asked Mr. Little about the Township vote, scheduled for December 21, 1999, to determine if the Township will pull out of CADL. Mr. Little confirmed that they are currently in negotiations with CADL to see if CADL can offer them a more attractive package. This decision will be made by the end of the year.

Beverly Miller of 413 Pearl St. compared a copy of the 425 Agreement with Alaiadon Township to a copy of the 425 Agreement with Meridian Township. The

team of car builders in the world here in Lansing. The rest of the World is coming to see what we do. He thanked Mr. Zubkus on behalf of the car assembly community and the Lansing area, and on his own behalf.

Ray Tadgerson of 725 Prudden St., said that He Represents the Blue Ribbon Committee, and they support the naming of Zubkus Way in honor of Jim Zubkus. He urged Councilmembers to support this resolution.

► Public Comment on Legislative Matters:

Sam Bono of 1435 Iveywood in Okemos stated his support of the 425 Agreement with Meridian Township, and he urged Councilmembers to pass the resolution at tonight's meeting. Their elected officials in Meridian Township have given everyone ample right to speak out and comment on this. Residents have not been denied their rights.

Bruce Little, Meridian Township Supervisor, urged Councilmembers to vote affirmatively on the 425 Agreement between Lansing and the Township. He stated that he is here to answer any questions that Councilmembers might have with regard to this agreement.

Alaiadon Township Agreement provides for a 1% income tax for residents of the City of Lansing and 1/2% for non-residents. The Meridian Township agreement does not give Lansing any authority in income tax matters. She asked if the previous 425 Agreement, adopted by this Council last summer, is still in effect.

City Attorney Smiertka answered that the previous Agreement was filed with the State, but it was placed in suspension by Judge Collette. If the new 425

Agreement is approved tonight, the previous one will be null and void. The authority for income tax rests with Meridian Township under this agreement.

Rick Vogt of 2673 Bennett said that he owns property adjacent to the property that is the subject of the 425 Act Agreement that is under consideration tonight. There is some question as to whether they are, or are not included in the area of the 425 Agreement. There is some question if the State Boundary Commission will come in later and include them in the area. If they are going to be included in that area later, it is only fair that they be allowed a vote on this matter, and that is important to them. The developer in this matter has finagled this situation so as to exclude them from the area so that they will not be allowed a say in it.

City Attorney Smiertka said that the State Boundary Commission only has jurisdiction over annexations, not over 425 Act Agreements. Also, they do not have jurisdiction over townships.

Christine Timmon of 335 E. St. Joseph said that she is one of 6% of Lansing voters who do not agree with this 425 Agreement. This Act was adopted to allow Cities to work together. The reasons that she opposes the agreement are; the \$12,000,000 cost to Lansing to provide infrastructure to this area is prohibitive. Lansing is to provide the police and fire operations. Bob Kolt is in a conflict of interest situation here. The developer was convicted of a felony in another land deal for which he did time in jail. This is pure speculation. They do not know what is going to happen. There is no guarantee when the properties will be sold and the City can collect the property tax revenues. Lansing residents do not want this agreement. The money used to finance the infrastructure could be used to finance the CSO project in Lansing. It will cause the

destruction of wetlands. It would use Lansing tax money to build a paradise for the rich. Lansing is not in possession of a surety bond from the developer. No one knows what can, or cannot happen in 50 years. This is urban sprawl rather than urban renewal. Why could these developers not have found an area in Lansing in which to put this development. There should be some guarantees to cover the tax risks to the City. This is another instance of welfare for the developer. Councilmembers have already made up their minds on this issue. This is going to happen.

Vance Kincaid of 4530 Nakoma in Okemos distributed documents to Councilmembers from the Attorney they have hired to fight this. He asked that all Meridian Township residents that are present tonight to protest this action stand in a show of opposition. Approximately 20 people stood. Township residents feel that they have been deceived. For the third time this year they have circulated petitions to put this question before the voters of the Township. They filed the third set of petitions on November 2, 1999. They had to wait 2 weeks to find out that their petitions were denied. They were allowed to vote on the MSU Agreement at the General Election on November 2, 1999, and they made their wishes very clear. They have repeatedly questioned the Township about which residents lived within the boundaries of this agreement. They are now informed that only 8 registered voters live within these boundaries. One of the properties within the boundaries, 4022 Hagadorn Rd., has recently been rented to 4 people who have all registered to vote in the last five months, and a new curb has been constructed in front of the residence that does not have a curb cut for the driveway. The curb and gutter completely cuts off access to this property. This was done over a year ago. This property is not even a licensed rental unit. The property owner

expects to sell this property and tear it down. He asked Councilmembers to look at these irregularities before they vote on this agreement.

Wayne McLellan of 1459 Cheboygan Rd. in Okemos said that these residents have not received the cooperation from their township supervisor, nor their township attorney that they should reasonably. Bruce Bright of 4038 S. Hagadorn in Okemos said that he lives in property adjacent to the boundary of the 425 Agreement. He hopes to be of service to the residents of Lansing. He was impressed by Lansing residents who asked the Council to consider more pressing needs for Lansing in front of the needs of this developer in Meridian Township. Residents of this area would be Lansing tax payers, but township voters. This should be a warning bell. Does this City Council advocate taxation without representation? Bob Kolt made the statement that no one within the 425 Agreement Area has petitioned for a referendum. He just forgot to mention that the boundaries were drawn in such a way as to exclude residents who live adjacent to the property and would have petitioned for a referendum, but have been excluded from doing so. Bob Kolt is also the public relations representative for Mayor Hollister. This is an apparent possibility of a conflict of interest.

Yet, did the idea of a conflict of interest raise legal eyebrows? He asked Council if they believe that it is a right of the citizens to seek redress of their grievances from their government.

David Pierson, on behalf of North American Equities, the Developers of the Governor's Club project, said that he is here to answer questions that Councilmembers may have. He also wants to clear up some incorrect statements that have been made tonight. This development was under consideration for nine months, and the elected representatives of the township voted in favor it, as did the citizens of

expect in their requests for information about this agreement. The agreement as written is designed to fail. How can they write an agreement that takes property tax proceeds for property but does not allow them to vote on their destiny. He urged Councilmembers to vote to deny this agreement.

the township when the matter was put to a referendum. This is an agreement between two governments that decides basic land use matters. All this says is that the City of Lansing has jurisdiction to build sewers in this area. Lansing recently built sewers along Jolly Rd. and now have taken the project into consideration. Councilmembers are hearing tonight from people who are adamantly opposed to this development and are looking for one more chance to prevent it. People who live in the area of the 425 Agreement are small in area, because there was a complaint about people being included in the 425 that were nowhere near the development, so these people were taken out of the area. There are no mysteries about the people living within this area.

Belinda Fitzpatrick of 224 S. Holmes St. said that City Council needs to focus on making Lansing the choice of Places to live. We need to compete for industrial jobs and work forces. We need a commitment to the preservation of scenic beauty to attract people to live in Lansing. We need a commitment to representative democracy, a commitment to citizens not just driven by maximizing tax revenues. Who wants to live in a City that is not committed to responsive government. Many people are confused because the Governor's Club portion of this agreement was not put to the vote of the residents in the Township like the MSU Agreement was. We need a commitment to a coordinated land use and to the preservation of scenic beauty and to a

representative democracy. Township residents should be allowed to vote on this before the City Council passes it.

Lee Taylor of P.O. Box 20044 spoke in opposition to the resolution denying her claim against the City. She said that the members of the General Services Committee are ignorant of code compliance processes. She claimed that racism and bias still control the attitudes of people who are public servants. All of the other complainants in the General Services Meeting were white, and their fees were all reduced. She was the only African American at the meeting, and it was clear that their decision was racist. She was the last claimant to be heard.

Betsy Becker, Treasurer for the Council Against Domestic Assault, urged Councilmembers to pass the resolution that reduces their fees.

Pat Hagan of Meridian Township read the following letter into the record of tonight's meeting.

*"Lansing City Council
Attn: Members of City Council
124 W. Michigan Avenue
10' Floor, City Hall
Lansing, MI 48933*

RE:

We represent residents of Meridian Township, Wayne McLellen and Vance Kincaid, and Citizens for Regional Co-operation, which is comprised of Meridian Township and City of Lansing residents. As previously addressed before the CO Council, a number of Meridian Township residents petitioned Meridian Township to hold a referendum on the proposed Lansing/Meridian Township 425 Agreement. Meridian Township rejected the

petitions for reason the signators did not reside in nor own the property to be transferred. It is true that the petitioners do not reside or own property in the territory to be transferred, but of course, this is not accidental. In case this council is not already aware, it should be aware of the fact that the boundaries of the territory were designed intentionally to exclude contiguous residential properties, see Exhibit A attached. The purpose of creating these peninsulas in the territory to be transferred and the enclaves of residences is the attempt to avoid any vote on the proposal by not only these individuals with contiguous ownership, but also by Meridian Township residents as a whole.

A mere inspection of the territory's boundary and the history behind the proposed development of this property should be sufficient to convince anyone that the best interests of adjacent property owners and the Meridian Township residents were not considered or seriously regarded when drawing the boundary, but rather were drawn for a selfish purpose, in total disregard of the residents rights', by carving out all persons who could voice an objection to the transfer.

Meridian Township residents will be prevented from having any effective voice in the destiny of the property and the Township. This design and attempt of technically observing the law while tacitly avoiding its plain intent is illegal gerrymandering.

Lansing City Council and the City of Lansing should be reluctant to be used as an unwitting pawn in this process and should be unwilling to enter into the 425 Agreement as drafted.

Before proceeding, council should also be aware of and consider the following:

- *As to the 425 Agreement between Meridian Township and the City of Lansing involving the*

property owned by Michigan State University, a referendum vote was held, and the 425 Agreement

- *Pursuant to the draft 425 Agreement, Section 2.5, A, 2, b (2), related to the 41.68 acres, property presently zoned residential will be used for a more intense than presently allowed, and may be allowed for commercial, professional office and research park zoning uses all without a rezoning application, factual support or consideration, or a public hearing on specific uses.*
- *There is public water and sanitary sewer available in Meridian Township to extend service to the property. This was acknowledged by the Meridian Township Planning Commission when recommending rezoning of the Property in December, 1998 (Exhibit B), when the property was rezoned in February of 1999 (Exhibit C), and when the property was again rezoned in May of 1999 (Exhibit D).*
- *The subject property was rezoned from RP and RR to RR, RAA, PA, RB in February 1999 (all residential classifications except the PP) and said rezoning overturned by referendum vote.*
- *The referendum vote was subsequently nullified by the Township's rezoning of the P,P district to RRR.*

MCL 124.23 sets forth the factors to be considered before entering into a 425 Agreement. Our clients believe that the City, (and Meridian Township), are hard pressed to articulate as to how the composition of the population, population density, land area and land usage, assessed value, topography, natural boundaries, drainage, or future growth rationalize the creation of this island of Meridian Township property to be transferred to City control. Similarly, in that it is acknowledged that Meridian Township can provide adequate community services there can be no

was overwhelmingly rejected.

legitimate rationale to determine that the reason to proceed with this "economic development project", is that the property cannot be developed for reason it lacks organized community services. Therefore, the criteria set forth in MCL 124.23 cannot be met.

The plain purpose of the 425 option is to promote desired economic development of land that would otherwise sit idle because of the lack of public services, through a mutually beneficial agreement. The 425 option was not designed to prevent annexation by a municipality, in this case the City of East Lansing, or to circumvent the annexation process available in a hostile annexation attempt. The question that must be answered is whether the intent of the proposed 425 Agreement is to promote economic development based upon specific facts pertaining to the Property to be transferred, the Township and the City, or whether the purpose is to block annexation by a process contrived to circumvent the rights of the public.

If after considering all of the above, there is any inclination to approve the 425 Agreement, our clients request that any approval be conditioned upon a public vote of both the voters of the City of Lansing and the voters of Meridian Township consistent with MCL 124.25 (2), which provides:

If the governing body of a local unit involved in a transfer of property under this act adopts a resolution calling for a referendum on the transfer, the local unit may enter into the contract only if the transfer is approved by majority of the electors voting on the transfer.

Recognize that the 425 process is intended to result

in a negotiated contract. The city of Lansing in this process can condition its acceptance upon a public vote of its constituents, and condition its agreement upon Meridian Township obtaining an affirmative vote of its constituents on the proposed current Lansing/Meridian Township 425 Agreement. Our clients therefore request that the City Council decline the invitation to enter into the 425 Agreement, or, if to proceed further, that its acceptance be conditioned upon a referendum vote of Meridian Township and the City of Lansing's residents.

LASKY FIFAREK & HOGAN P.C.

John R. Fifarek

Lanny Johnson of 3800 Hagadorn the adjacent resident most affected by the Governor's Club project, said that Lansing and this area have been wonderful to them. They have realized dreams professionally that they could not have realized anywhere else. He put together one parcel of property to facilitate this development. He has planted trees and planned for the future of this property. He urged Councilmembers to follow their conscience. If this is in the best interests of the City of Lansing, they should vote for it. If it is not, they should not vote for it.

Mrs. Lanny Johnson asked for Council's support of
COUNCIL PRESIDENT BENAVIDES DECLARED A
RECESS OF THIS MEETING OF THE LANSING CITY
COUNCIL AT 9:25 P.M., AND RECONVENED THE
MEETING AT 9:35 P.M.

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION #537

BY COUNCILMEMBER JOAN BAUER
RESOLVED BY THE CITY COUNCIL OF

the 425 Agreement. She has witnessed a great spirit of community at this meeting tonight, and she congratulated Councilmembers and the Administration for it.

City Attorney Smiertka announced, for the record, that there is no annexation issued involved in this vote here tonight. This is just on the approval of the 425 Agreement. It has nothing to do with the annexation threat.

Councilmember Bauer stated, for the record, that several Councilmembers had mixed feelings with regard to the 425 Act Agreement. Both sides have been expressed by Her colleagues. It is most important that they have a commitment, as a region, to look at a more formalized regional approach to these decisions and a coordinated land use policy to preserve scenic beauty. These agreements are coming along more and more often. She would rather see this done in another way, than a 425 Agreement. She wants us to have a resolve to look at land use in a better way. She hopes that the Township Board remembers this when they look at their decision with regard to CADL in the next few weeks. She urged them to look at that matter in the same way, acknowledging that we all need to work together.

THE CITY OF LANSING

WHEREAS, a new street was constructed at the General Motors Main Plant Site to accommodate the new facility that will be constructed; and

WHEREAS, the Lansing City Council and Mayor David Hollister would like name the new street Zubkus Way to honor the efforts and contributions of Jim Zubkus, the former Plant Manager at General Motor's Lansing Car Assembly plant since 1989; and

WHEREAS, Jim Zubkus began his GM career in 1962 at Pontiac Motor Division after graduating from the University of Michigan, where he earned a bachelor's degree and lettered in football; and

WHEREAS, Jim Zubkus was soon promoted to production supervisor for Pontiac, held a variety of jobs with increasing responsibility at Pontiac and the former Chevrolet-Pontiac-GM of Canada Group before he was appointed Plant Manager of the General Motors Assembly Plant in Arlington, Texas; and

WHEREAS, Jim Zubkus left his mark on the General Motors, his employees and the Lansing community, having worked with the Local UAW leadership to position Lansing Car Assembly for the 21st century; and

WHEREAS, a public hearing was held regarding the naming of a Public Street in accordance with the requirements of Chapter 1034.08.2(l) of the Lansing Code of Ordinances;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, names the new street, constructed at the General Motors Main Plant Site, Zubkus Way in honor of Jim Zubkus.

By Councilmember Bauer

Carried Unanimously

RESOLUTION #538
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the City of Lansing and Meridian Township

(Township) are "local units" as defined by Public Act 425 of 1984, as amended, (Act 425), (MCL 124.21 et seq); and

WHEREAS, Act 425 enables two local units of government to conditionally transfer property by written agreement for the purpose of economic development projects; and

WHEREAS, the City and Township propose that certain property be conditionally transferred from the Township to the City pursuant to Act 425; and

WHEREAS, a proposed Agreement for Conditional Transfer of Property Pursuant to 1984 PA 425 (the Agreement) providing for matters permitted and required under Act 425, has been negotiated and prepared; and

WHEREAS, the Agreement provides, among other things, for the conditional transfer of property in the Township to the City, the providing of governmental utilities and services, zoning, taxation, revenue sharing, charging for services and ordinance application and enforcement, and mutually benefits the City and Township; and

WHEREAS, a proposed draft of the Agreement was placed on file with the City Clerk on September 17, 1999; and

WHEREAS, the City held a public hearing on October 4, 1999 at the regularly scheduled Council meeting regarding the proposed Agreement, preceded by notice in accordance with the requirements of Michigan's Open Meetings Act; and

WHEREAS, a revised agreement containing Section 2.5A.3, which provides clarity but is not a substantive change, was placed on file with the City Clerk on

November 4, 1999; and

WHEREAS, the proposed Agreement, as revised, has been presented to Council for review and approval;

NOW, THEREFORE, BE IT RESOLVED the City finds that the conditional transfer of property from the Township to the City pursuant to the Agreement, as revised, on file with the City Clerk will provide for the division of municipal powers, functions and responsibilities to allow for the joint administration of the transferred area and will assist economic

A parcel of land in the Northeast 1/4 and the Northwest 1/4 of Section 32, and the Southwest 1/4 of Section 29, T4N, R1W, Meridian Township, Ingham County, Michigan; the surveyed boundary of said parcel described as: Beginning at the West 1/4 corner of said Section 29; thence N 89°54'15" E along the East-West 1/4 line of said Section 29 a distance of 1321.01 feet to the East line of the West 1/2 of the Southwest 1/4 of said Section 29; thence S 00°21'06" E along said East line 2640.13 feet to the South line of the Southwest 1/4 of said Section 29; thence N 89°52'06" E along said South line 1323.27 feet to the North 1/4 corner of said Section 32; thence N 89°42'08" E along the North line of the Northeast 1/4 of said Section 32 a distance of 557.58 feet; thence S 00°17'52" E 233.80 feet; thence N 89°42'09" E 200.00 feet; thence N 00°17'51" W 233.80 feet to said North line; thence N 89°42'08" E along said North line 286.51 feet; thence S 01°11'26" E 175.92 feet; thence S 85°50'07" E 198.68 feet to the centerline of Hulett Road; thence along said centerline the following five courses: S 21°12'25" W 217.27 feet; S 17°48'53" W 351.34 feet; S 17°56'51" W 619.99 feet; S 18°11'58" W 567.34 feet; S 13°54'39" W 805.71 feet to the East-West 1/4 line of said Section 32; thence S 89°45'54"

development and be beneficial to the residents of the City and the Township, and will work to prevent conditions of unemployment.

BE IT FURTHER RESOLVED, pursuant to and in compliance with Act 425, the Mayor is hereby authorized to execute the Agreement for Conditional Transfer of Property Pursuant to 1984 PA 425, subject to the City Attorney's prior approval and correction of minor technical revisions, if any, for the property more particularly described as:

W along said East-West 1/4 line 503.73 feet to the Center of said Section 32; thence S 89°22'37" W continuing along said East-West 1/4 line 2641.59 feet to the West line of the Northwest 1/4 of said Section 32; thence N 00°01'00" E along said West line 2657.51 feet to the Northwest corner of said Section 32; thence N 00°18'10" W along the West line of the Southwest 1/4 of said Section 29 a distance of 711.00 feet; thence N 89°41'50" E perpendicular to said West line 233.00 feet; thence N 00°18'10" W parallel with said West line 265.00 feet; thence S 89°41'50" W perpendicular to said West line 26.75 feet; thence N 00°18'10" W parallel with said West line 338.90 feet; thence N 89°41'50" E perpendicular to said West line 50.00 feet; thence N 00°18'10" W parallel with said West line 150.00 feet; thence S 89°41'50" W perpendicular to said West line 256.25 feet to said West line; thence N 00°18'10" W along said West line 1176.05 feet to the point of beginning, said parcel containing 288.05 acres more or less.

BE IT FINALLY RESOLVED after the Agreement, as revised, is executed, that the City Clerk file a duplicate original thereof with the County Clerk of the County of Ingham and with the Secretary of State of the State of Michigan in the office of the Great Seal.

By Councilmember Bauer

To place an affirmative roll on the resolution

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Bauer, Benavides, Leeman, Meyer, Murphy

NAYS: Councilmember Beal

RESOLUTION #539

BY COUNCILMEMBER TONY BENAVIDES

RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Rosalinda Luiz, born in Lansing on August 30, 1963 to Adolfo Luiz, Jr. and Felipa Luiz, graduated from J.W. Sexton High School in June, 1981; and

WHEREAS, Rosalinda Luiz has worked with the United Farmworkers Union and MSU's Chicano Student Groups with the Dia de la Muertos celebrations; and

WHEREAS, Rosalinda Luiz works for the Great Lakes Region American Red Cross in the Bone Marrow Department where she extends her job requirements to do Minority Recruitment and Outreach education and awareness programs; and

WHEREAS, Rosalinda Luiz is a member of the Circle of Indigenous Races for Community, Leadership and Empowerment (CIRCLE) and a 1999 graduate of the Hispanic Leadership Program which gives Hispanics the opportunity to meet various leaders in the City, County, and School Board Governments; and

WHEREAS, Rosalinda Luiz is working on an initiative
WHEREAS, Al Salas furthered his education at Lansing Community College, GM's School for Industrial

known as "Latino Vote 2000 Su Voto Es Su Vos" - "Your Vote is Your Voice" to encourage more people to register to vote;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby, acknowledges and commends the actions of Rosalinda Luiz to increase minority voter registration.

By Councilmember Adado

Carried Unanimously

RESOLUTION #540

BY COUNCILMEMBER TONY BENAVIDES

RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Alfonso Salas arrived in Lansing, Michigan in January, 1974 as a seasonal migrant worker; and

WHEREAS, Alfonso Salas, who his friends and family know as Al, made that annual trek to El Norte, who labored in the harvest of sugar beets, wheat, cherries, cucumbers, tomatoes and apples in the fields and orchards of Nebraska, Ohio and Michigan; and

WHEREAS, Al Salas, in spite of these annual treks, graduated from Brownsville High School; and

WHEREAS, through the efforts of United Migrants for Opportunity, Inc. and friends like Raul and Raniko Gonzales and Ted DeLeon, Al Salas dropped out of the migrant stream to work at General Motors, first as a line worker, relief worker and group leader and as a supervisor where he has worked for 24 years; and

Management where he gained his entrepreneurial skills and knowledge; and

WHEREAS, Al Salas started his apparel business with one booth at the Lansing City Market 'in 1986, expanded to six booths 'in 1988, established his first store in January 1989, his second store in 1991, his third in 1994 to his current operations; and

WHEREAS, his weekly gross income has gone from \$300 from his single booth at the Lansing City Market to \$3,500 currently and with a staff of fourteen; and

WHEREAS, Al Salas acknowledges that his success has been made possible through the team effort of his family, especially his wife, Gina, who is the driving force of their enterprise; and

WHEREAS, the Lansing Regional Chamber of Commerce has recognized Al Salas business rise by naming him as the Minority Small Business Person of the Year;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, congratulates Al Salas for being named Minority Small Business Person of the Year and commends his contribution to the greater Lansing area.

By Councilmember Adado

Carried Unanimously

RESOLUTION #541
BY COUNCILMEMBER LARRY MEYER
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, in 1995 the State of Michigan abolished the Michigan Equity Program, which provided \$278,000 annual funding for arts and cultural projects

in the City of Lansing; and

WHEREAS, in 1995 the State of Michigan established the Arts and Cultural Projects for Cities, Townships and Villages Program, a statewide competitive matching grant program to provide funds for such projects; and

WHEREAS, the City of Lansing submitted one project totaling \$100,000; and

WHEREAS, the organization submitting a project provided its own matching funds and no additional outlay of City of Lansing funds will be required; and

WHEREAS, the State has approved funding for this one project in the fall; and

WHEREAS, the City of Lansing may receive a contract for Arts Services for FY2000 from the State;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, approves the FY 2000 contract for Arts Services for \$78,000 in Arts and Cultural Projects for Cities, Townships and Villages Program funds for the Potter Park Zoological Society Education Center; and

BE IT FURTHER RESOLVED the Administration is, hereby, authorized to execute the contract for Arts Services for FY2000 with the State of Michigan on behalf of the City of Lansing, and to establish appropriate expenditure accounts and transfer necessary funds to administer and monitor the grant.

By Councilmember Meyer

Carried Unanimously

RESOLUTION #542

BY COUNCILMEMBER LARRY MEYER
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Michigan Family Independence Agency has available funding for Female Programming Services Planning Grants; and

WHEREAS, the grant will be used to fund a planning grant for females' needs assessment, a small conference and workshop for the development of a female services continuum, community female programming agency planning, evaluation of planning grant activities and catalogue female services; and

WHEREAS, the total grant is one year from October 1, 1999 through September 30, 2000 for \$38,500 and no matching funds from any agency are required; and

WHEREAS, the acceptance of these funds provides the City of Lansing with an opportunity to be eligible for \$100,000 in female programming implementation funds next year in cooperation with the Ingham County Health Department Willow adolescent
THE CITY OF LANSING

WHEREAS, the City of Lansing seeks to support the Lansing School District in facilitating programs to improve the quality, progress and achievements of the education of young people in the school system; and

WHEREAS, female adolescents at the Otto Middle School comprise 52% of the student population, however, a recent health survey noted that 59% are exposed to a physically violent argument 3-6 times a week, 73% report that they often fear that they might be harmed in a fight or attack, and 79% said they had a

Services, Boys/Girls Club, Family Court, Harvest House/Success Place, Girl Scouts, YWCA, Lansing Community College, Black Child and Family Institute and Lansing School District;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, approves and as awarded the acceptance of the Female Programming Services Planning Grant from October 1, 1999 through September 30, 2000; and

BE IT FURTHER RESOLVED that if the Female Programming Services Planning Grant is received, the Administration is authorized to create appropriate accounts and to make the necessary appropriations and transfers for the expenditure and control of the balance of the grant funds.

By Councilmember Meyer
Carried Unanimously

RESOLUTION #543
BY COUNCILMEMBER LARRY MEYER
RESOLVED BY THE CITY COUNCIL OF

poor relationship with adults with whom they live; and

WHEREAS, the Gender Specific Project, known as Project RESPECT, is operated at Lansing School District's Otto Middle School by Ingham County health Department Adolescent health Services at Willow Plaza and overseen by the Human Relations & Community Services Department; and

WHEREAS, the City of Lansing serves as the fiduciary for this Department of justice, juvenile justice and Delinquency Prevention grant which attempts to reduce problems experienced by at risk female adolescents in middle school such as truancy,

absence due to illness, academic failure and anti-social behavior; and

WHEREAS, this request is to authorize the acceptance of program funds for Project RESPECT for \$32,657 from the Michigan Family Independence Agency and reporting on \$32,711 of program funds from Ingham county for the third year of the program; and

WHEREAS, the City of Lansing is not required to provide any matching funds for this grant;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, authorizes the Administration to accept the program funds for Project RESPECT and to sign and execute all necessary documents to accept the program funds and subsequent review and approval by the City Attorney based on the grant award;

BE IT FURTHER RESOLVED that the Administration is authorized to create appropriate accounts and transfer necessary funds to administer and monitor the grant over the four year grant period.

By Councilmember Meyer

Carried Unanimously

RESOLUTION #544

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

SLU-10-99

231-237 S. Washington Sq.

Parking Lot in a "G-1" Business District

NE corner of Washtenaw and South Washington Square.

WHEREAS, Samuel and Susan Mallory have entered into a Buy-Sell Agreement with George Kafantaris, owner of the vacant property at 231-237 S. Washington Square for the purpose of constructing a 13space parking lot in the "G-1" Business District where such uses are permitted subject to obtaining a special land use permit (SLU10-99); and

WHEREAS, the Planning Board held a public hearing for the Special Land Use permit on September 8, 1999 where the petitioners and their representative spoke in support of the petition, with no one in opposition; and

WHEREAS, the Planning Board reviewed the petition and on September 8, 1999 recommended approval (5 yeas - 1 nay)of the request with conditions; and

WHEREAS, the City Council held a public hearing on September 27, 1999 to consider SLU-10-99; and

WHEREAS, the Development and Planning Committee of City Council has reviewed the report of the Planning Board and concurs therewith;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby approves the Special Land Use request (SLU-10-99) by the petitioners, Samuel and Susan Mallory, to construct a 13-space parking lot in a "G-1" Business District at 231-237 S. Washington Square subject to the following conditions:

1. That the site plan be reviewed administratively by all necessary agencies through the Site Plan Review process;
2. That the perimeter be landscaped as shown on the plan prepared by Fitzgerald, Henne & Associates, Inc., dated July 10, 1999, specifically including: plantings with a

minimum planting size of 24" for the shrubs, 2" caliper for ornamental trees and 3" caliper for the canopy tree; benches that are heavy duty and all metal with backs and a powder coated paint finish; bollards that are decorative heavy duty metal structures with a powder coated paint finish; a

3. That the improvements are made and maintained as presented in the site plan prepared by Fitzgerald, Henne & Associates, Inc., dated July 10, 1999, specifically including: a minimum 4" thick poured concrete parking surface; Concrete unit pavers on a base that meets the minimum driveway specifications by the manufacturer, brick unit pavers on a base that meets the minimum driveway specifications by the manufacturer or tinted and stamped concrete with a minimum thickness of 4"; a curb cut and approach that meets application and construction requirements of the Public Service Department; a storm water drainage plan and a catch basin that meet application and construction requirements of the Public Service Department;

4. That materials, street furniture, lighting and plantings be compatible with the architectural significance and character of the surrounding commercial area;

5. No advertising signs are allowed in the improved site, either on the benches or otherwise;

6. No vehicular access to the property is allowed directly off of Washington Square or within 351 of the east right of way line of Washington Square; and

minimum 4 " high poured concrete curb dividing the parking area from the landscaped beds; stone mulch that will not wash from the landscape beds on top of a weed barrier; plus a cedar screening fence around the waste container area;

7. That the plantings in the right of way along Washtenaw Street be approved by the Parks and Recreation Department and yet does not create a right to privately use the public right of way.

BE IT FURTHER RESOLVED that this Special Land Use shall only remain in effect only as long as the petitioner fully complies with all of the conditions set forth above in the resolution; and

BE IT FINALLY RESOLVED that in granting this request, the City Council determines the following:

- The proposed special land use is harmonious with the character of adjacent property and surrounding uses which are predominantly commercial structures;
- The proposed special land use will not change the essential character of the surrounding property;
- The proposed special land use will not interfere with the general enjoyment of adjacent properties;
- The proposed special land use will not be hazardous to adjacent properties or involve uses, activities, materials or equipment which are detrimental to the health, safety and welfare or persons or property through

excessive production of traffic, noise, smoke, odor, fumes or glare;

- The proposed special land use will not place any demands on public services and facilities in excess of current capacities; and
- The proposed special land use is consistent with the intent of the zoning code and objectives of the current comprehensive plan for "'G-1" Business District.

By Councilmember Adado

Carried Unanimously

RESOLUTION #545
BY COUNCILMEMBER ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, December 13, 1999, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of opposing and/or approving the proposed Special Land Use permit SLU-12-99, 3220 S. Martin Luther King, Jr. Blvd., Church in "F" Commercial District.

ADOPTED BY THE FOLLOWING VOTE:

YEAS: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

WHEREAS, the Planning Board found, based on testimony, evidence and the staff report that the proposed residential development meets the criteria for Special Land Uses as set forth in § 1 282.02(f)(l)-(9) of the Zoning Code, and

NAYS:None

ABSENT: None

RESOLUTION #546
BY THE COMMITTEE ON DEVELOPMENT AND
PLANNING

RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

SLU-11-99

Southeast Corner of Shiawassee and Pere Marquette
Residential Use in "H" Light Industrial District

WHEREAS, Howard Corbin, 2970 Lake Lansing Road, East Lansing, MI 48823 has requested a Special Land Use permit to construct a 16-unit 2-story apartment building at the southeast corner of Shiawassee Street and Pere Marquette Drive which contains 1.27 acres of vacant property; and

WHEREAS, the property is zoned "H" Light Industrial District, and

WHEREAS, a residential use which meets the lot area and parking requirements of the "DM-4" Residential District may be permitted in the "H" Light Industrial District with a Special Land Use permit; and

WHEREAS, the Lansing Planning Board held a public hearing on Tuesday, October 5, 1999, at which time the applicant and developer spoke in favor of the proposal. No one spoke in opposition to the proposal; and

WHEREAS, on November 15, 1999, the City Council held a public hearing for SLU-11-99, Southeast corner of Shiawassee and Pere Marquette, and

WHEREAS, the Committee on Development and Planning has reviewed the report of the Planning Board and concurs therewith,

NOW, THEREFORE BE IT RESOLVED the City Council hereby approves the Special Land Use request (SLU-11-99), to construct a 8,100 + square ft., 16-unit, 2 -bedroom/unit, 2-story apartment building on a 1.27 acres of vacant property zoned "H" Light Industrial at the southeast corner of Shiawassee Street and Pere Marquette Drive.

BE IT FURTHER RESOLVED that in granting this request, the City Council determines the following:

- 1.The proposed special land use will be designed, constructed , operated and maintained in a manner harmonious with the character of the adjacent property and the surrounding-use-,
- 2.The proposed special land use will not change the essential character of the surrounding property;
- 3 The proposed special land use will not interfere with the general enjoyment of adjacent property,
- 4.The proposed special land use represents an improvement to the use or character of the subject property and the surrounding area in general, and will be in keeping with the natural environment of the lot-,
- 5.The proposed special land use will not be hazardous to adjacent properties or involve uses, activities, materials or equipment which are detrimental to the health, safety or welfare of persons or property through excessive production of traffic, noise smoke, odor, fumes or glare;
- 6.The proposed special land use is adequately served by essential public services and

facilities and it is demonstrated that the person responsible for the proposed special land use is able to continually provide adequately for the services and facilities deemed essential to the special land use under consideration,

- 7.The proposed special land use will not place demands on public services and facilities in excess of current capacity-,
- 8.The proposed special land use is consistent with the intent and purpose of the zoning code and the objectives of the Comprehensive Plans, and
- 9.The proposed special land use meets the dimensional requirements of the district in which the property is located.

By Councilmember Adado

To place an affirmative roll on the resolution

FOLLOWING LENGTHY DEBATE, THE FOLLOWING MOTION WAS MADE:

By Councilmember Allen

To call the question of the vote on Member Adado's Motion for approval to an immediate vote

Carried Unanimously

COUNCILMEMBER ADADO'S MAIN MOTION FOR APPROVAL OF THE RESOLUTION WAS CARRIED UNANIMOUSLY

RESOLUTION #547

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Mayor has appointed Jan Patrick, 328 E. Syringa Drive, to the Planning Board as an 2nd Ward representative, filling a position that has been vacant for over a year; and

WHEREAS, the Committee on Development and Planning concurred with the appointment of Jan Patrick on November 16, 1999;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby concurs with the appointment of Jan Patrick to the Planning Board as an 2nd Ward representative for a term to expire June 30, 2002.

By Councilmember Adado

Carried Unanimously

RESOLUTION #548

BY THE COMMITTEE ON GENERAL SERVICES

RESOLVED BY THE CITY COUNCIL OF

THE CITY OF LANSING

YEAS: 6

NAYS:2 (Councilmembers Adado and Meyer dissenting)

RESOLUTION #549

BY THE COMMITTEE ON GENERAL SERVICES

RESOLVED BY THE CITY COUNCIL OF

THE CITY OF LANSING

WHEREAS, Teri Ann Ruthruff sought to eliminate the special assessment of \$955.40 on her July 1999 property tax bill involving 3120 Pleasant Grove; and

WHEREAS, the General Services Committee denied the claim for \$955.40 and approved reducing the special assessment by \$600 to \$355.40;

WHEREAS, Council Against Domestic Assault sought to eliminate the special assessment of two claims - \$805.80 and \$381.55 - for emergency board ups on their December 1998 property tax bill involving 1221 and 1225 N. Grand River; and

WHEREAS, the General Services Committee granted the claims;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby grants the claims of Council Against Domestic Assault, involving 122 land 1225 N. Grand River, for two claims - \$805.80 and \$381.55 - for emergency board ups; and

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

By Councilmember Allen

ADOPTED BY THE FOLLOWING VOTE:

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies the claim for \$955.40 and approves reducing the special assessment by \$600 to \$355.40 for Teri Ann Ruthruff, involving 3120 Pleasant Grove; and

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

By Councilmember Allen

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 6

NAYS:2 (Councilmember Murphy dissenting by vote and Councilmember Adado absent for the vote on this item)

RESOLUTION #550
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Lee Staser sought to eliminate the special assessment of two claims \$607.27 and \$751.78 - for emergency board ups on his July 1999 property tax bill involving 912 N. Pennsylvania; and

WHEREAS, the General Services Committee denied the claim for \$607.27 and approved the claim for \$751.78;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby denies the claim for \$607.27 and approves the claim for \$751.78 for Lee Staser, involving 912 N. Pennsylvania; and

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

By Councilmember Allen

Carried Unanimously

RESOLUTION #551
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Leola Taylor sought to eliminate the special assessment of \$291 on her July 1999 property tax bill involving 2023 W. Main Street; and

WHEREAS, the General Services Committee denied the claim;

NOW, THEREFORE, BE IT RESOLVED that the City

Council hereby denies the claim for Leola Taylor, involving 2023 W. Main Street; and

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

By Councilmember Allen

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 5

NAYS:3 (Councilmembers Beal, Bauer and Murphy dissenting)

PULLED FROM THE AGENDA AT THE REQUEST OF COUNCILMEMBER BEAL AND REFERRED TO THE COMMITTEE OF THE WHOLE

BY THE PUBLIC SERVICE COMMITTEE
BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Lansing's Old Town is experiencing a revitalization with private developers, long time business owners, business owners new to the area, the Old Town Commercial Association and the Old Town Mainstreet Program all contributing to the redevelopment of the area; and

WHEREAS, streetscape improvements on Turner Street from Grand River Avenue to Clinton Street were completed in 1998;and

WHEREAS, streetscape improvements are scheduled for East Grand River from the Grand River Bridge to Center Street in 2000; and

WHEREAS, streetscaping improvements, along Grand River Avenue will enhance the revitalization of the Old Town business district; and

WHEREAS, the Michigan Department of Transportation provides financial assistance in the form of federal-aid reimbursements through its Transportation Enhancement Activity Program; and

WHEREAS, this grant request is for streetscape improvements west of the bridge between the Grand
NOW THEREFORE BE IT RESOLVED, that the Public Service Department is authorized to apply for Transportation Enhancement Funds for these streetscaping improvements;

AND BE IT FURTHER RESOLVED, that if the grant is awarded, the administration is authorized to appropriate administratively the necessary accounts for the grant utilizing special assessments calculated in the same manner as those levied for the Turner Street streetscape project.

By Councilmember Beal

To discharge the Committee on Public Service from consideration of the four Transportation Enhancement Fund Grant Applications for Old Town, Miller Rd., Cavanaugh Rd. and Aurelius Rd.

ADOPTED BY THE FOLLOWING VOTE:

YEAS: 7

NAYS:1 (Councilmember Leeman dissenting)

PULLED FROM THE AGENDA AT THE REQUEST OF COUNCILMEMBER BEAL AND REFERRED TO THE COMMITTEE OF THE WHOLE

BY THE PUBLIC SERVICE COMMITTEE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Citizens of Lansing living south of

River bridge and Capitol Avenue; and

WHEREAS, the grant request is for \$218,400 and the City matching funds are estimated to be \$109,200 and include engineering costs;

Miller Road and east of Pennsylvania have demonstrated a need for a pedestrian facility along Miller Road by establishing a foot path in the parkway; and

WHEREAS, the City recognizes the need for a safe pedestrian facility at this location; and

WHEREAS, the Michigan Department of Transportation provides financial assistance in the form of federal-aid reimbursements through its Transportation Enhancement Activity Program; and

WHEREAS, this grant request is for construction of a pedestrian walkway along the south side of Miller Road between Pennsylvania Avenue and Beechfield Drive to provide pedestrian access to the South Side Commercial District; and

WHEREAS, the grant request is for \$48,800 and the City matching funds are estimated at \$24,400 and include engineering costs;

NOW THEREFORE BE IT RESOLVED, that the Public Service Department is authorized to apply for Transportation Enhancement Funds for this pedestrian facility improvements;

AND BE IT FURTHER RESOLVED, that if the grant is awarded, the administration is authorized to appropriate administratively the necessary accounts for the grant subsequent to identification and appropriation of City match by the City Council.

PULLED FROM THE AGENDA AT THE REQUEST OF
COUNCILMEMBER BEAL AND REFERRED TO THE
COMMITTEE OF THE WHOLE

BY THE PUBLIC SERVICE COMMITTEE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Hawk Island Park, a recreational area, is
being built by Ingham County within the City of
Lansing and adjacent to Cavanaugh Road and
scheduled to open in 2000; and

WHEREAS, no pedestrian walkway currently exists
along Cavanaugh Road, and
Hawk Island Park will create a need for a safe
pedestrian route along Cavanaugh
Road; and

WHEREAS, Ingham County has agreed to provide an
easement to allow the pedestrian walkway be built on
park property as a way to save construction cost due
to the topography of the land along Cavanaugh
Road; and

WHEREAS, the Michigan Department of
Transportation provides financial assistance in the
form of federal-aid reimbursements through its
Transportation Enhancement Activity Program; and

WHEREAS, this grant request is for construction of a
pedestrian walkway along the north side of
Cavanaugh Road between Devonshire Drive and
Aurelius Road to provide pedestrian access to the
WHEREAS, the City recognizes the need for bicycle
lanes and pedestrian walkways at this location;
WHEREAS, the Michigan Department of
Transportation provides financial assistance in the
form of federal-aid reimbursements through its
Transportation Enhancement Activity Program;

Ingham County Parks Facility known as Hawk Island
Park; and

WHEREAS, the grant request is for \$244,800 and the
City matching funds are estimated at \$122,400 and
include engineering costs;

NOW THEREFORE BE IT RESOLVED, that the Public
Service Department is authorized to apply for
Transportation Enhancement Funds for this
pedestrian facility improvements;

AND BE IT FURTHER RESOLVED, that if the grant is
awarded, the administration is authorized to
appropriate administratively the necessary accounts
for the grant subsequent to identification and
appropriation of City match by the City Council.

PULLED FROM THE AGENDA AT THE REQUEST OF
COUNCILMEMBER BEAL AND REFERRED TO THE
COMMITTEE OF THE WHOLE

BY THE COMMITTEE ON PUBLIC SERVICES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Transportation and Parking Office held
meetings with residents along the Aurelius Road
corridor and gathered consensus for the construction
of a nonmotorized transportation facility for bicycles
and pedestrians between Mount Hope Avenue and
Elizabeth Street;

WHEREAS, this grant is for the conversion of Aurelius
Road between Mount Hope Avenue and Elizabeth
Street from four (4) travel lanes to two (2) travel lanes
with bicycle lanes on both sides of the roadway and
the construction of a landscaped barrier-curb section
between the travel lanes and the bicycle facilities;

WHEREAS, the grant request is for \$432,000 and the City matching funds are estimated at \$216,000 and include engineering costs-,

NOW, THEREFORE, BE IT RESOLVED, that the Transportation and Parking Office is authorized to apply for the Transportation Enhancement Funds for this non-motorized facility improvement;

BE IT FINALLY RESOLVED that if the grant is awarded, the administration is authorized to appropriate administratively the necessary accounts for the grant subsequent to identification and appropriation of City match by the City Council.

COUNCILMEMBER BEAL LEFT THIS MEETING OF THE LANSING CITY COUNCIL AT 10:40 P.M. AND WAS EXCUSED BY PRESIDENT BENAVIDES

ORDINANCES FOR INTRODUCTION

There were no Ordinances for Introduction

ORDINANCES FOR PASSAGE

BY COUNCILMEMBER ADADO

That we move to the passage of Ordinances

CARRIED UNANIMOUSLY

BY COUNCILMEMBER ADADO

That the Ordinance when read by it's title for a second time, be considered as read in full

CARRIED UNANIMOUSLY

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

BY COUNCILMEMBER ADADO

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-03-98, 1131 and 1133 Race St., be placed on order of immediate passage.

CARRIED UNANIMOUSLY

BY COUNCILMEMBER ADADO

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-03-98, 1131 and 1133 Race St., be now passed.

YEAS: Councilmembers Adado, Allen, Bauer, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: Councilmember Beal

ORDINANCE #2445

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

SEYMOURIS SUB OF BLOCK 12,
CITY OF LANSING, INGHAM
CO., MI

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification on the property described as follows:

Case Number: Z-3-98, 1131 and 1133 Race
Street
Parcel Number: PPNs 3301-09-402-012, -014 and
-016
Legal Description: LOT 2, EXC N 90 FT, LOT 3 & N
LY 16 FT OF MILL RACE,
OTHER BUSINESS

► Public Comment on City Related Matters

James Gorman of the Volunteers of America spoke regarding the operation of their day shelter and on the need to find a solution for homelessness. Their funding has been grossly undercut. The City of Lansing has been a very important supportive factor in day shelters, but they only provide 25% of their funding. The State of Michigan is the greatest source of their funds, and they are cutting funding to day shelters. Day Shelters are part of the solution to reducing homelessness in our community.

Susan Cancro, Director of Advent House Ministries, thanked Council for their support of day shelters. They deal with 95 people per day who come in looking for shelter. It is important that the City continue to support their needs. They will be pursuing other means and support and funding for their programs. This year they received a grant from HUD to fund the "Good Work" program, which is a

from "H" Light Industrial to "G-1" Business District.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from its passage unless given immediate effect by the City Council.

MARILYNN SLADE, CITY CLERK

program for chronically unemployed homeless people. She asked Council to continue supporting them and to pray for them.

Richard Pryor of 2616 Reo Rd., on behalf of the Student Leadership at Lansing Community College, protested the recent conversion of one-way streets to two-way streets in downtown Lansing near LCC. This has created dangerous situations for Community College Students attempting to get across Shiawassee St. They would like this street to be changed back to one-way operations. This interferes with the drop-off and pick-up of students enroute to school. They also have a great deal of problems with busses.

Eugene Buckley of N. Hayford St. said that traffic on Shiawassee is impassable when buses are present. There have been many times in the last few weeks when neither the Mayor, nor his Assistant are present in Council Chambers during their meetings. He believes that the Charter requires their presence at Council Meetings. Councilmembers should pay

attention to this. He urged Councilmembers to pay attention to the proposed train service to Detroit. He reported that some of the old streetcar ties on Grand River Ave. were discovered during recent work on that street. There is no such thing as a good looking parking lot, he said. He said that Councilmember Leeman has been advised to stay away from CBL meetings. He stated that He has been searching for two years for an attorney to sue the City Council.

Rick LaFountain of 3117 Martin Luther King, Jr. Blvd. said that He is giving Councilmembers until Friday to set up a meeting with Him to settle out of court on the problem he has had with the LPD. He accused Councilmembers of working in concert with the courts. The Police are trying to frame him, murder him and set the public against him.

Beverly Miller of 413 Pearl St. said that Meridian Township has a history of losing land development cases in court. They lost so much money that the Board decided not to fight land developers anymore, because they can no longer afford it.

Belinda Fitzpatrick of 224 S. Holmes St. spoke regarding the man who bought the house on S. Magnolia that was condemned after he bought it. She urged Councilmembers to put themselves in this man's shoes. She does not agree with the red tagging of houses. It announces to felons that this is a vacant house, and can cause problems with people not being able to insure their property. Councilmembers should look at what they could do to resolve this problem for this family. Houses should only be red tagged when there is a safety concern.

Frank Curtis "X" said that he got a letter about his attempts to get a community center on the South

Side from the School District. He demanded to know why anyone on Council would oppose his proposal.

Christine Timmon of 335 E. St. Joseph said that the 425 Agreement is why 92% of the residents of the City do not vote. Only 4% of the registered voters of Lansing elected the new council. She complained about white men from Okemos coming to her neighborhood soliciting sex and drugs. It is time to look at the racial profiling that is done in the City of Lansing.

Councilmember Murphy announced that the Public Safety Committee met tonight and got a briefing by Joel Maatman about the LPD'S efforts to crack down on the prostitution problem, particularly on Kalamazoo St.

COMMITTEE REPORTS

RESOLUTION #552 REPORT OF COMMITTEE

THE DEVELOPMENT AND PLANNING COMMITTEE to whom was referred Z-398, the proposed ordinance to rezone 1131 and 1133 Race Street from "H" Light Industrial District to "G-1" Business District to allow A.I.S. Construction Equipment Company to convert the oldest industrial site in Lansing to offices and a restaurant.

The Committee thoroughly reviewed the proposal and the concerns raised by the proponents and opponents of the rezoning.

REPORTS AS FOLLOWS: The Committee recommends Z-3-98, the proposed ordinance to rezone 1131 and 1133 Race Street from "H" Light Industrial District to "G-1" Business District.

Signed, Lou Adado, Chairperson
Sandy Allen
Tony Benavides

CARRIED UNANIMOUSLY

November 22, 1999

CITY OFFICER & BOARD REPORTS

1. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

2. Letters from the City Attorney re:

a. Capitol City Lodge #141 of the FOP, et al v City of Lansing Board of Police Commissioners

REFERRED TO THE COMMITTEE OF THE WHOLE

b. Richard Pryor V Robert Clegg, Robert Rose

REFERRED TO THE COMMITTEE OF THE WHOLE

3. Affidavit of Disclosure filed by City Attorney, James D. Smiertka

REFERRED TO THE BOARD OF ETHICS

4. Letters from the Mayor re:

a. Naming of a New Street at the General Motors Main Plant Site to Zubkus Way in Honor of Jim Zubkus

RECEIVED AND PLACED ON FILE

BY COUNCILMEMBER ADADO

That the Report of the Committee be received.

b. Fringe Benefit Event Schedule for City Employees

RECEIVED AND PLACED ON FILE

c. Transfer of Funds; Parks & Recreation Department

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

d. Capital Area Michigan Works Charter Agreement Lansing Tri-County Region

REFERRED TO THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS

e. Revision to the Appointment of George Williams of 440 West St. to and At-Large Seat on the Traffic Board for a Term To Expire June 30, 2001

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

f. Sole Source Purchase; Lightnin Company

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

g. Grant Acceptance; U.S. Department of Justice for Bullet Resistant Vests

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. Letters from Leonard and Ardis Taylor of 2250 Luwanna Dr. regarding:

- the destruction of Lake Luwanna
- Charges for Water and Sewer Services

REFERRED TO THE MAYOR AND THE PUBLIC SERVICE DEPARTMENT

2. Appeal of the Decision of the Claims Review Committee from Viol Trice of 1501 Center St. for property located at 1104 N. Jenison Ave.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES AND THE CITY ATTORNEY

3. Letter from the State of Michigan Department of Consumer & Industry Services Liquor Control Commission providing notice of the Denial of a Request for Transfer of SDD/SDM License for Sunset Food Mart, Inc. at 618 E. Kalamazoo

RECEIVED AND PLACED ON FILE

8. Appeal of the Decision of the Claims Review Committee from Hamid R. Khorrami for property located at 304 S. Mifflin St.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES AND THE CITY ATTORNEY

9. Letter from the State of Michigan Department of Environmental Quality regarding the Compliance

4. Appeal of the Decision of the Claims Review Committee from Robert Orel of 6501 Sommerset for property located at 925 Sycamore

REFERRED TO THE COMMITTEE ON GENERAL SERVICES AND THE CITY ATTORNEY

5. Letter from the State of Michigan Department of Environmental Quality submitting notice of Revision of Permit #99-11-0198 issued to Jesse R. Leitzke

REFERRED TO THE DEPARTMENT OF PUBLIC SERVICES

6. Application for Industrial Facilities Exemption Certificate filed by Jet Engineering, Inc. at 5212 Aurelius Rd.

REFERRED TO THE ECONOMIC DEVELOPMENT CORPORATION

7. Letter from Mary Helmbrecht, Meridian Township Clerk providing notice of the Invalidation of Petitions calling for a Referendum Election regarding the 425 Act Agreement for the Conditional Transfer of Property between the City of Lansing and Meridian Township

RECEIVED AND PLACED ON FILE

Evaluation Inspection at the Lansing Wastewater Treatment Plant for the National Pollutant Discharge Elimination System (NPDES) Permit #M10023400

REFERRED TO THE MAYOR AND DEPARTMENT OF PUBLIC SERVICES AND PUBLIC SERVICE COMMITTEE

COUNCILMEMBERS COMMENTS

Councilmember Leeman thanked viewers for staying up this late to watch the meeting. He wished "Happy Thanksgiving" to everyone and urged them to drive safely.

Councilmember Benavides announced that the Colonial Village Neighborhood Association is holding a "Holiday House Lighting" competition. A friendly out-door decorating. Please come and see their results. The judging will take place on December 24, 1999. Interested parties may contact John Canfield at 882-2983, or Randy Williams at 882-2531.

Councilmember Allen urged residents to drive down S. Cedar St. and see the lights put up on the berm.

Councilmember Murphy urged everyone interested in public safety concerns of senior citizens to attend the Public Safety Committee Meeting that will be held tomorrow at the Friendship Manor Apartment Complex at 200 Friendship Manor Circle. Representatives from LPD, LFD and the Traffic Department will be on hand. The meeting is at 5:00 P.M. He announced that he is recently returned from a Medical Delegation trip to Sister City Ghana in W. Africa. This Country knows about the City of Lansing. We have outstanding Health Systems in this City that have been very supportive of this effort. They sent over \$600,000 worth of supplies and equipment. He commended Barbara Roberts Mason on the excellent job She is doing as Chair of this Commission.

Councilmember Meyer announced that the Ways and Means Committee will meet Monday, November 29, 1999 at 5:30 P.M.

Councilmember Bauer thanked everyone involved in the Silver Bells Celebration for the wonderful job they did. Thousands of people were downtown to

celebrate the tree lighting and the wonderful electric float parade.

MAYOR'S EXECUTIVE ASSISTANT'S
RESPONSE TO COMMENTS

Mr. Wiener welcomed Councilmember Murphy back from his trip to Ghana W. Africa with the Sister City Medical Delegation. They were very well received. Lansing is leading the pack in terms of our Sister City program. He announced that Saturday is the last day for leaf pickup.

ADJOURNED 11:25 P.M.
MARILYNN SLADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF NOVEMBER 29, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: None

The Invocation and Pledge of Allegiance were led by Councilmember Meyer

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of November 22, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Meyer

To accept the following under suspension of the rules:

1. From Councilmember Meyer; a Resolution Authorizing an Amendment to the Grant for the Extension of the River Trail West
2. From Councilmember Meyer; a Resolution Authorizing Grant Acceptance by the LPD for Bullet Proof Vests
3. From Councilmember Allen; a letter from Douglas McGiveron requesting a change in Golf Fees for Senior Citizens over the age 75
4. From Councilmember Leeman; a Request that a Special Ceremony be added to the Agenda to allow Cable and

Telecommunications Advisory Board Chairman, Greg Starks to address issues regarding cablecasting grants

5. From Councilmember Murphy; a request that the two Ordinances for Passage and their corresponding Committee Reports be pulled from the Agenda

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

► Announcement of City Events:

At the request of Councilmember Murphy, City Attorney Smiertka explained that the two Ordinances that were scheduled for passage tonight relating to OUIL violations were pulled from the agenda because the State is expected to pass legislation that will allow cities to adopt the entire State Motor Vehicle Code by reference, in the same manner that we adopt electrical, plumbing and mechanical codes. The City could then take advantage of the State Motor Vehicle Code which includes a drunk driving section.

Councilmember Beal reported that Nancy Erickson has asked her to announce a Public Forum to be held tomorrow, November 30, 1999, at the Partington Center, to discuss selection of a new Superintendent for the Lansing School District. The Forum will begin at 7:00 P.M. This is the most significant decision that has been made by the School Board in the past 15 years. For those listeners who do not know where the Partington Center is, it is the old West Junior High School building.

Councilmember Bauer announced that on Wednesday, December 1, 1999, at 6:00 P.M. the Lansing Arts Center will hold their annual Holiday Fund Raising Event. Interested parties may call City Council Offices for more information. Also on Wednesday, the Lansing Safety Council will hold their Open House at their new facility on S. Pennsylvania from 10:00 A.M. to 2:00 P.M.

Mayor Hollister announced that on Wednesday, December 1, 1999, at 8:00 A.M. the new Oldsmobile Heritage Center will open on Michigan Ave. across from the Lansing Center. He announced that on Saturday, December 4, 1999 the Lansing Garden Club will kick-off their annual Christmas Sale at 10:00 A.M. at the Scott House. This is a wonderful event, and he urged everyone to participate. He expressed condolences to the family of Merlin Allen, the President of the Dodge Mansion Board, who passed away unexpectedly yesterday.

Councilmember Adado announced that Lansing's first Woman City Councilmember passed away recently. Christian Poxson was elected as a City Alderman in 1953. She defeated 7 men who were running for the seat. She preceded Lansing's second Female City Councilmember, Lucile Belen, by two years. He sent this condolences

to her family.

Councilmember Allen urged everyone, particularly all families with children, to get out to see the Riverwalk Theatre's production of "Cinderella." Ticket prices is only \$4.00 this is a wonderful that your kids and grandkids will enjoy.

➤ Special Ceremonies

A.Parks and Recreation Director R. Eric Reickel, along with Mayor Hollister, introduced Roy Schrader of Comerica Bank, Joe Maguire of Wolverine Development, Mike Gristo of Lansing Architects and Planners and Kurt Munson of Playmakers, and thanked them for their sponsorship of the River Trail Map and expansion. Mr. Reickel announced that the extension East through MSU will be open by the end of this week, and the extension west to Moores Park will be open by the Spring of 2000. He thanked CATA, the Blue Coyote, Old Town Mainstreet, the Board of Water & Light and Lansing Cycle for their sponsorship. Mayor Hollister added that the Rivertrail is one of our greatest assets, and He looks forward to years and years of continued enjoyment of this wonderful resource. These maps of the Rivertrail explain several points of interest. Mr. Schrader thanked Mayor Hollister and Mr. Reickel for this recognition. Comerica is proud to be able to help with this project. Mr. Maguire said that it has been part of his family's history to enhance and improve on this very fine asset to the City of Lansing.

Mr. Gristo said that Lansing Architects and Planners is proud to be a partner in this project. Mr. Munson said that he appreciates the support of Council. Their customers at Playmakers have made so many positive comments about the Rivertrail. They are glad to be a part of this improvement.

B.Vice President Bauer, along with Mayor Hollister,

introduced Suzy Carter, Dave Emmons and Warren Edy of the Lansing Area Safety Council's and presented them with a Resolution of Tribute in recognition of the 60th Birthday of the Safety Council.

Ms. Carter thanked Mr. Edy and said that, as Director of the Council, it is gratifying to have someone with her that was living when the Council was established and has been an important member of the Board since day one. Mr. Edy reminisced about his History with the Council. He joined the Lansing Police Department in 1937. There were 21 fatal accidents in Lansing that year and the Mayor and Chamber of Commerce decided that was unacceptable. They formed a committee that became the Lansing Area Safety Council in 1939. A traffic study was eventually performed and resulted in the creation of a Traffic Division in the Police Department. In 1947 He received a scholarship to attend a 6 month study of traffic situations at Northwestern University. In 1960 He became the Captain of the LPD Traffic Division. In 1961 They won an award given by the State Safety Council to the City who showed the most improvements in traffic conditions. They only had 3 fatal accidents that year. Mr. Emmons, President of the Board of the Safety Council for 1999, thanked Councilmembers and the Mayor for their resolution of tribute. He urged everyone to attend their Open House on December 1, 1999, from 10:00 A.M. to 2:00 P.M. and take a look at their new facility. Mayor Hollister said that his first experience with the Safety Council was when He was with the Legislature and He sponsored the first mandatory seatbelt law in America. He worked with Suzy's father Bill Carter, who was then the Director of the Safety Council. They missed being the first State to adopt the mandatory seatbelt law by two months when California adopted their seatbelt law.

C.Councilmember Leeman introduced Greg Starks, Chairman of the Cable and Telecommunications Advisory Board. Mr. Starks thanked Councilmember Leeman and said that He is delighted with the news of the extension of the Riverwalk in a westerly direction. He commended Mr. Reickel and his staff for their oversight of this project. With regard to the Cable Board, they met last Tuesday and decided to open the application process for the next round of cablecasting grants.

Grant forms are available at Council Offices and at Media One on Waverly Rd. This is to encourage members of the public to take advantage of cable services. They have become concerned because the content of some of the programming is not what they would hope for. He said that he hopes Council and the community will take advantage of this opportunity to take control of the content for the participants. The Board has recently passed a resolution requesting a report from AT&T on services Eugene Buckley of N. Hayford St. spoke regarding the conversion of Parking Lot 15 to an attended parking facility. He does not see the advantage to the City in this action, other than the advantage to a campaign contributor who will greatly benefit from this. The City will be collecting money for parking in this lot late into the night when people are not even using the lot. He said that there needs to be more pedestrian walkways. Try walking down Grand River Ave. in winter time, especially at night. Regarding the installation of the traffic signal at Clippert and Sellers, He would like this signal up by tomorrow morning. It was needed last summer. He said that the guard rail at Rite Aid creates an obstructed vision situation and drivers cannot see oncoming cars. Other exits at Frandor have problems that need attention, as well. He asked that the Traffic Department go out and look at these situations.

and technology issues and AT&T's plan for development of service and technology over the next five years. This is a time sensitive issue. The Board only found out in 1999 that they had the opportunity to make such a request. He asked that Council act expeditiously to support their request. The annual report from the Board is coming soon. Also, they need appointments to this board. They have had to cancel meetings due to a lack of quorum. He can help by providing applications to people in the community who are active in the industry.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

There were no Scheduled Public Hearings

➤ Public Comment on Legislative Matters:

Lloyd Teets of 116 E. Elm St. thanked Council for recognizing the River Trail map sponsors. Everyone who uses the Trail raves about it. He has been told that we have the longest rivertrail in the country. One fine feature of the map is the safety tips on how to use the trail safely. One problem that he has had on the trail is that you cannot hear bicycles approaching you from the rear, maybe some type of noisemaker should be required of bikes on the trail so that pedestrians can hear bikes that are coming up behind them. He thanked the people in the Tecumseh River Dr. area that did not want the trail extended through their neighborhood. It is because of their rejection of the extension that it was extended through his neighborhood instead. This is the most used attraction in Lansing. It receives more use than any park. This has made him a big

supporter of the Parks and Recreation Department for years and years to come.

LEGISLATIVE MATTERS
RESOLUTIONS

RESOLUTION #553
BY COUNCILMEMBER JOAN BAUER
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Lansing Area Safety Council was established in 1939 in response to a letter written by then Lansing Mayor, Max Templeton, which noted the City's traffic fatality and accident record were cause for great concern; and

WHEREAS, on December 1, 1939, the Safety Council was organized at a dinner meeting at the Hotel Olds where 104 people gathered to adopt Bylaws and choose a set of officers including Clarence C. Carlton, Vice President of Motor Wheel, as the Safety Councils first President; and

WHEREAS, the Safety Council had many early accomplishments, such as perfecting the organization of School Safety Patrols in 1943, and regular monthly meetings of the five established divisions of the Safety Council, especially the Industrial First Aid and Health Division which worked towards improving the protecting war workers while off the job; and

WHEREAS, during its 60 years, the Council has employed only seven executive directors, has always been blessed with a committed, pro-active Board of Directors, and has resided in only three locations since its inception: 28 years in the Bank of Lansing Building, 30 years at 1017 E. Kalamazoo Street, and 2 years at 3315 S. Pennsylvania; and

WHEREAS, the Safety Council's mission continues to focus on promoting all types of safety through education, particularly child/school safety, home/community safety and work place safety, with the purpose of preventing personal and economic loss associated with injuries and health hazards; and

WHEREAS, the Safety Council's Safety Patrol program annually hosts a Police and Fire Field Day and Safety Patrol Picnic which has grown to reward 4,000 safeties from Ingham, Eaton and Clinton counties each year at Frances Park;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council applauds the efforts of the Lansing Area Safety Council during its 60 years of existence; and

BE IT FURTHER RESOLVED that the Lansing City Council urges all citizens to join in the commemoration of the 60th Birthday of the Lansing Area Safety Council by attending the December 1, 1999 Open House at the William H. Carter Safety Education Center at 3315 S. Pennsylvania between the hours of 10:00 a.m. and 2:00 p.m.

By Councilmember Bauer

Carried Unanimously

RESOLUTION #554
BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Transportation and Parking Office received a request from the Capital Area Transportation Authority (CATA) and Mr. Patrick Corr of the Frandor shopping plaza to conduct a traffic signal warrant study at the intersection of Clippert Street and Sellers Avenue. This request was made

because it has become increasingly difficult for buses and other vehicles to exit the Frandor shopping plaza;

WHEREAS, the request was referred to the Traffic Board;

WHEREAS, based upon the results of the Transportation and Parking Office's study, the Traffic Board unanimously concurred with the staff recommendation to approve the installation of a traffic signal at the intersection of Clippert Street and Sellers Avenue for the following reasons: 1) The traffic volumes at the intersection meet the minimum volume, peak hour, and four hour volume warrants of the Michigan Manual of Uniform Traffic Control Devices (MMUTCD) for installation of a traffic signal, 2) the volumes at the intersection meet the interruption of continuous traffic warrant of the MMUTCD for the installation of a traffic signal, and 3) a review of reported accidents at this intersection indicates that the intersection meets the MMUTCD accident experience warrant;

WHEREAS, the reconstruction of the driveway approach from Frandor shopping plaza shall consist of three westbound approach lanes and one (1 5-foot wide) eastbound travel lane;

WHEREAS, the draft minutes for the Traffic Board containing the Traffic Board recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council approves Traffic Control Order No.

WHEREAS, the Transportation and Parking Office staff conducted a traffic signal warrant study of this intersection;

99-098 thereby authorizing the Transportation Engineer to install a traffic signal at the intersection of Clippert Street and Sellers Avenue;

BE IT FURTHER RESOLVED that traffic signal installation is contingent upon the following: (1) reconstruction of the driveway approach from the Frandor shopping plaza including the closure of the north-south drive aisle adjacent to Clippert Street and (2) permission from The Frandorson Corporation to locate a traffic signal pole on Frandor's property at the southeast corner of the intersection;

BE IT FINALLY RESOLVED that Traffic Control Order No. 99-098 shall become effective when signed by the Transportation Engineer, filed with the City Clerk, and the appropriate traffic signal hardware is erected.

By Councilmember Murphy

Carried Unanimously

RESOLUTION #555

BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Code Compliance Manager has determined that the building located at 528 S. Hayford legally described as:

3301-14-359-442-7

Lot 418, Also E 5 ft. of Vacated Alley Leslie Park Sub

is an unsafe or dangerous building as defined in Section 1460.24 of the Lansing Uniform Housing code and the Housing Law of Michigan; and

WHEREAS, a hearing was held by the Hearing Officers on June 24, 1999, at which the Hearing Officers determined that said building was an unsafe or dangerous building and ordered the building demolished or otherwise made safe; and

WHEREAS, said Hearing Officers filed a report of their findings and order with the City Council and have requested the City Council to take appropriate action under the Housing Code and the Housing Law of Michigan; and

WHEREAS, the City Council scheduled a hearing on Monday, November 8, 1999, to review the findings and order of the Hearing Officers and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said building should not be demolished or otherwise made safe;

NOW, THEREFORE, BE IT RESOLVED that the owners are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said building within sixty (60) days from the date of this resolution, Monday, November 29, 1999; and

BE IT FURTHER RESOLVED that should the owner fail to substantially comply with the Hearing Officers' order for demolition or otherwise make safe, the said Manager of Code Compliance is hereby directed to proceed with demolition of said building; and

Lot 1 Block 3 Assessor S Plat No. 7

is an unsafe or dangerous building as defined in Section 1460.24 of the Lansing Uniform Housing code and the Housing Law of Michigan; and

BE IT FURTHER RESOLVED that the cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor who shall assess the same against the property upon which the building is presently located; and

BE IT FINALLY RESOLVED that the owner in whose name the property appears upon the last local tax assessment record shall be notified of the amount of such cost by first class mail at the address; shown on the records. Upon his failure to pay the same within (30) days after mailing by the City Assessor of the notice of the amount thereof, the Assessor shall add the same to the next tax roll of the City of Lansing and the same shall be collected in the same manner in all respects as provided by law for the collection of taxes in the City of Lansing.

By Councilmember Murphy

Carried Unanimously

RESOLUTION #556
BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Code Compliance Manager has determined that the building located at 427-429 Dorrance Place legally described as:

3301-15-103-101-5

WHEREAS, a hearing was held by the Hearing Officers on June 24, 1999, at which the Hearing Officers determined that said building was an unsafe or dangerous building and ordered the building demolished or otherwise made safe; and

WHEREAS, said Hearing Officers filed a report of their findings and order with the City Council and have requested the City Council to take appropriate action under the Housing Code and the Housing Law of Michigan; and

WHEREAS, the City Council scheduled a hearing on Monday, November 8, 1999, to review the findings and order of the Hearing Officers and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said building should not be demolished or otherwise made safe;

NOW, THEREFORE, BE IT RESOLVED that the owners are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said building within sixty (60) days from the date of this resolution, Monday, November 29, 1999; and

BE IT FURTHER RESOLVED that should the owner fail to substantially comply with the Hearing Officers' order for demolition or otherwise make safe, the said Manager of Code Compliance is hereby directed to proceed with demolition of said building; and

BE IT FURTHER RESOLVED that the cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor who shall assess the same against the property upon which the building is presently located; and

BE IT FINALLY RESOLVED that the owner in whose name the property appears upon the last local tax assessment record shall be notified of the amount of such cost by first class mail at the address shown on the records. Upon his failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the Assessor shall add the same to the next tax roll of the City of

Lansing and the same shall be collected in the same manner in all respects as provided by law for the collection of taxes in the City of Lansing.

By Councilmember Murphy

Carried Unanimously

RESOLUTION #557
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING
That the following transfers be approved;

AMOUNT TO TRANSFER	TRANSFER FROM ACCT #	TRANSFER TO ACCT #
\$100	Est. Rev.-General Fund 10101700010	Fire-Donations Contributions 1013435017418800

Donation from Exchange Club of Lansing for general Fire Dept. purposes. Revenue detail account 101.0.675000.0.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT #	TRANSFER TO ACCT #
\$4,200	Estimated Revenue-Infrastructure 41001700010	Park Acquisition & Development 41093389097000001302 1

(Rentals for November December from Curtis property leaseholders. Authorization is included to utilize rental receipts and residuals in this account to cover costs of relocation and short term building maintenance. Revenue detail account 410.0.667000.0.)

AMOUNT TO TRANSFER	TRANSFER FROM ACCT #	TRANSFER TO ACCT #

\$706	LPD Misc. & Oper. Exp.-North Pct. 1013432517410000	
\$706	LPD Misc. & Oper. Exp.-South Pct. 1013432527410000	
\$1,412		Equipment 1013432519770000

(Funds for a replacement video printer for still photos from a video tape. Necessitated by poor and declining resolution from existing black and white machine, making identification difficult.)

By Councilmember Meyer

Carried Unanimously

WHEREAS, the alignment, configuration and implementation of said project needs study; and

WHEREAS, the City of East Lansing is applying for funds with sponsorship from Michigan State University;

NOW, THEREFORE, BE IT RESOLVED that the City of Lansing hereby, supports the application for Transportation Enhancement Funds for a River Trail planning study of the approximately two mile trailway along the Red Cedar River within the Michigan State University campus.

By Councilmember Meyer

Carried Unanimously

RESOLUTION #559

BY THE PUBLIC SERVICE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

RESOLUTION #558 BY THE WAYS AND MEANS COMMITTEE RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, an extension of the Lansing River Trail from the eastern end of the existing Lansing River Trail at Kalamazoo Street for approximately two miles along the Red Cedar River through the Michigan State Campus would greatly benefit the residents of Lansing; and

WHEREAS, the deadline for the application for said funding is December 6, 1999; and

WHEREAS, Lansing's Old Town is experiencing a revitalization with private developers, long time business owners, business owners new to the area, the Old Town Commercial Association and the Old Town Mainstreet Program all contributing to the redevelopment of the area; and

WHEREAS, streetscape improvements on Turner Street from Grand River Avenue to Clinton Street were completed in 1998; and

WHEREAS, streetscape improvements are scheduled for East Grand River from the Grand River Bridge to Center Street in 2000; and

WHEREAS, streetscaping improvements, along Grand River Avenue will enhance the revitalization of the Old Town business district; and

WHEREAS, the Michigan Department of Transportation provides financial assistance in the form of federal-aid reimbursements through its Transportation Enhancement Activity Program; and

WHEREAS, this grant request is for streetscape improvements west of the bridge between the Grand River bridge and Capitol Avenue; and

WHEREAS, the grant request is for \$220,000 and the City matching funds are estimated to be \$110,000 and include engineering costs;

NOW THEREFORE BE IT RESOLVED, that the Public Service Department shall be authorized to apply for Transportation Enhancement Funds for these streetscaping improvements;

AND BE IT FURTHER RESOLVED that this project is the City's number four priority for the fiscal year 2001 Transportation Enhancement Funds;

AND BE IT FURTHER RESOLVED, that if the grant is awarded, the administration is authorized to appropriate administratively the necessary accounts for the grant utilizing special assessments calculated in the same manner as those levied for the Turner Street

By Councilmember Bauer

To accept a substitute for the original resolution contained in the Council Packet, to accept a friendly amendment to correct the title of the resolution to read "BY THE COMMITTEE OF THE WHOLE," and to place an affirmative roll on the substitute resolution as amended

Carried Unanimously

RESOLUTION #560

BY THE PUBLIC SERVICE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Citizens of Lansing living south of Miller Road and east of Pennsylvania have demonstrated a need for a pedestrian facility along Miller Road by establishing a foot path in the parkway; and

WHEREAS, the City recognizes the need for a safe pedestrian facility at this location; and

WHEREAS, the Michigan Department of Transportation provides financial assistance in the form of federal-aid reimbursements through its Transportation Enhancement Activity Program; and

WHEREAS, this grant request is for construction of a pedestrian walkway along the south side of Miller Road between Pennsylvania Avenue and Beechfield Drive to provide pedestrian access to the South Side Commercial District; and

WHEREAS, the grant request is for \$48,000 and the City matching funds are estimated at \$24,000 and include engineering costs;

NOW THEREFORE BE IT RESOLVED, that the Public Service Department shall be authorized to apply for Transportation Enhancement Funds for this non-motorized facility improvements;

AND BE IT FURTHER RESOLVED that this project is the City's number three priority for the fiscal year 2001 Transportation Enhancement Funds;

AND BE IT FURTHER RESOLVED, that if the grant is awarded, the administration is authorized to appropriate administratively the necessary accounts for the grant subsequent to identification and appropriation of City match by the City Council.

By Councilmember Bauer

To accept a substitute for the original resolution contained in the Council Packet, to accept a friendly amendment to correct the title of the resolution to read "BY THE COMMITTEE OF THE WHOLE," and to place an affirmative roll on the substitute resolution as amended

Carried Unanimously

RESOLUTION #561

BY THE ~~PUBLIC SERVICE COMMITTEE OF THE WHOLE~~
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF *LANSING*

WHEREAS, Hawk Island Park, a recreational area, is being built by Ingham County within the City of Lansing and adjacent to Cavanaugh Road and scheduled to open in 2000; and

WHEREAS, no pedestrian walkway currently exists along Cavanaugh Road, and Hawk Island Park will create a need for a safe pedestrian route along Cavanaugh Road; and

WHEREAS, Ingham County has agreed to provide an easement to allow the pedestrian walkway be built on park property as a way to save construction cost due to the topography of the land along Cavanaugh Road; and

WHEREAS, the Michigan Department of Transportation provides financial assistance in the form of federal-aid reimbursements through its Transportation Enhancement Activity Program; and

WHEREAS, this grant request is for construction of a pedestrian walkway along the north side of Cavanaugh Road between Devonshire Drive and Aurelius Road to provide pedestrian access to the

Ingham County Parks Facility known as Hawk Island Park; and

WHEREAS, the grant request is for \$216,000 and the City matching funds are estimated at \$108,000 and include engineering costs;

NOW THEREFORE BE IT RESOLVED that the Public Service Department shall be authorized to apply for Transportation Enhancement Funds for this non-motorized facility improvements;

AND BE IT FURTHER RESOLVED that this project is the City's number two priority for the fiscal year 2001 Transportation Enhancement Funds;

AND BE IT FURTHER RESOLVED that if the grant is awarded, the administration is authorized to appropriate administratively the necessary accounts for the grant subsequent to identification and appropriation of City match by the City Council.

By Councilmember Bauer

To accept a substitute for the original resolution contained in the Council Packet, to accept a friendly amendment to correct the title of the resolution to read "BY THE COMMITTEE OF THE WHOLE," and to place an affirmative roll on the substitute resolution as amended

Carried Unanimously

RESOLUTION #562

BY THE COMMITTEE ~~ON PUBLIC SERVICES~~
OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Transportation and Parking Office held meetings with residents along the Aurelius Road corridor and gathered consensus for the construction of a non-motorized transportation facility for bicycles and pedestrians between Mount Hope Avenue and Elizabeth Street,

WHEREAS, the City recognizes the need for bicycle lanes and pedestrian walkways at this location-,

WHEREAS, the Michigan Department of Transportation provides financial assistance in the form of federal-aid reimbursements through its Transportation Enhancement Activity Program-,

WHEREAS, this grant is for the conversion of Aurelius Road between Mount Hope Avenue and Elizabeth Street from four (4) travel lanes to two (2) travel lanes with bicycle lanes on both sides of the roadway and the construction of a landscaped barrier-curb section between the travel lanes and the bicycle facilities;

WHEREAS, the grant request is for \$432,000 and the City matching funds are estimated at \$216,000 and include engineering costs;

Carried Unanimously

RESOLUTION #563

BY THE COMMITTEE ON WAYS AND MEANS

RESOLVED BY THE CITY COUNCIL OF

THE CITY OF LANSING

WHEREAS, the City Council on November 12, 1996 per resolution #530 accepted the grant for River Trail West Extension; and

WHEREAS, due to difficult site conditions, development restraints and availability of easements a different routing of the trail was developed; and

NOW, THEREFORE, BE IT RESOLVED, that the Transportation and Parking Office is authorized to apply for the Transportation Enhancement Funds for this non-motorized facility improvement;

BE IT FURTHER RESOLVED that this project is the City's number one priority for the fiscal year 2001 Transportation Enhancement Funds.

BE IT FINALLY RESOLVED that if the grant is awarded, the administration is authorized to appropriate administratively the necessary accounts for the grant subsequent to identification and appropriation of City match by the City Council.

By Councilmember Bauer

To accept a substitute for the original resolution contained in the Council Packet, to accept a friendly amendment to correct the title of the resolution to read "BY THE COMMITTEE OF THE WHOLE," and to place an affirmative roll on the substitute resolution as amended

WHEREAS, the Park Board on September 22, 1999, recommended amending the grant agreement to revise the project boundary to reflect the final trail route;

NOW, THEREFORE, BE IT RESOLVED that the City Council, hereby, authorizes the Mayor to amend the Michigan Department of Natural Resources grant to change the project boundary for the River Trail West development.

By Councilmember Meyer

Carried Unanimously

RESOLUTION #564
BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, one-time federal grant funds are available to the Lansing Police Department from the U.S. Department of Justice for purchase of bullet-resistant vests (\$62,000 federal, \$62,000 city match for a total \$124,000); and

WHEREAS, the funds will be sufficient to purchase approximately 200 vests, including replacement vests for 50-75 current officers and new equipment vests for 125-150 future officers; and

WHEREAS, department policy requires officers to wear vests at all times when in uniform and outside of precinct and other department facilities; and

WHEREAS, the safety life of the vests is five years; and

WHEREAS, the federal grant has a September 30, 2003 prescribed date of expiration; and

WHEREAS, the vests may be purchased in time-lots from a local-area vendor; and

WHEREAS, \$62,000 (50%) matching funds are required of the City; and

WHEREAS, the Mayor has recommended application for and acceptance of the grant, and the Lansing Police Department has complied with all conditions of the grant;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council approves application for and acceptance of one-time Federal grant authorization in the amount of \$124,000 (total project \$124,000) for purchase of

approximately 200 bullet-resistant vests; and

BE IT FURTHER RESOLVED, that the City Council hereby authorizes the Administration to accept the grant, create appropriate accounts, and transfer funds administratively for the expenditure and control of the balance of the grant funds; and

BE IT FINALLY RESOLVED, if federal grant regulations permit any indirect costs or other local agency administrative costs, the administration is authorized to incorporate such costs by federal agreement.

By Councilmember Bauer

Carried Unanimously

ORDINANCES FOR INTRODUCTION

There were no Ordinances for Introduction

ORDINANCES FOR PASSAGE

THE ORDINANCE AMENDING CHAPTER 608 OF THE CODE OF ORDINANCES WAS PULLED FROM THE AGENDA AT THE REQUEST OF COUNCILMEMBER MURPHY

BY Councilmember Murphy

That we move to the passage of Ordinances

By Councilmember Murphy

That the Ordinance when read be considered as read in its entirety.

By the Committee On Public Safety

By Councilmember Murphy

Resolved by the City Council of the City of Lansing that an Ordinance Amending the Code of Ordinances of the City of Lansing by Amending Chapter 608 by Adding New Sections, Sections 608.07, 07(a), 07(b), 07(c), 07(d), 07(e), 07(g), 07(h), 07(m), 07(n) and 07(o), for the Purpose of Prohibiting the Operation of a Motor Vehicle Within the City of Lansing While Under the Influence of Intoxicating Liquor or Controlled Substances or While Impaired, or by a Person Less Resolved by the City Council of the City of Lansing that an Ordinance Amending the Code of Ordinances of the City of Lansing by Amending Chapter 608 by Adding New Sections, Sections 608.07, 07(a), 07(b), 07(c), 07(d), 07(e), 07(g), 07(h), 07(m), 07(n) and 07(o), for the Purpose of Prohibiting the Operation of a Motor Vehicle Within the City of Lansing While Under the Influence of Intoxicating Liquor or Controlled Substances or While Impaired, or by a Person Less than 21 Under the Influence, or to Operate a Vehicle Under the Influence With A Person Less than 16 Years of Age in the Vehicle, be now passed.

YEAS:

NAYS:

ABSENT:

THE ORDINANCE AMENDING CHAPTER 5 OF THE CODE OF ORDINANCES WAS PULLED FROM THE AGENDA AT THE REQUEST OF COUNCILMEMBER MURPHY

BY Councilmember Murphy

That we move to the passage of Ordinances

By Councilmember Murphy

That the Ordinance when read be considered as read in its entirety.

than 21 Under the Influence, or to Operate a Vehicle Under the Influence With A Person Less than 16 Years of Age in the Vehicle, be placed on order of immediate passage.

By the Committee On Public Safety

By Councilmember Murphy

By the Committee On Public Safety

By Councilmember Murphy

Resolved by the City Council of the City of Lansing that an Ordinance Amending the Code of Ordinances of the City of Lansing by Amending Chapter 5 by Repealing Sections 5.15(d) through 5.15(k), be placed on order of immediate passage.

By the Committee On Public Safety

By Councilmember Murphy

Resolved by the City Council of the City of Lansing that an Ordinance Amending the Code of Ordinances of the City of Lansing by Amending Chapter 5 by Repealing Sections 5.15(d) through 5.15(k), be now passed.

YEAS:

NAYS:

ABSENT:

OTHER BUSINESS

► Public Comment on City Related Matters

Eugene Buckley of N. Hayford stated that he received a letter from City Council about his conduct at the meetings and explaining proper decorum and dignity at City Council Meetings. He does not know why he was reprimanded. He does not know what He said that He is not allowed to say.

Frank Curtis "X" no address given, said that He lost a good friend, Mr. Robert Little. He said that he had a good meeting with Mr. Wiener from Mayor Hollister's Office. He is asking for help to get the kids on the South side off of the streets. He congratulated the city of Grand Rapids on the enrollment rate in their Muslim Schools.

Lloyd Teets of 116 E. Elm St. said that more people have been killed in the name of religion than in anything else. He said that the last two times he attended Council meetings someone on the dais has made comments correcting statements he has made.

This is his response. He had stated that the Council met in closed session to vote on sending the stormwater enterprise fund lawsuit back to the supreme court on appeal. Councilmembers have denied such a vote. However, he still asserts that they did so.

Beverly Wiener of 311 S. Jenison, Director of Haven House Homeless Shelter said that she is here to talk about transitional housing. It is their intent to work with people who were formerly homeless to help them get skills and training to help them maintain housing and become self sufficient. There are many

Christine Timmon of 335 W. St. Joseph said that one of the problems facing this City is civil rights. White people need to be put in their place. They are not responsible for the economy of this country or the world. The economy of this country was put in place by slaves. There have been many black inventors

different services provided by transitional housing agencies, such as; budgeting training, paying bills on time, getting daycare for kids, etc. Haven House's program is called Partners in Progress. Advent House has three houses, Ballentine Stepping Stones has an apartment complex, Success Place deals with pregnant teens, Opportunity House is part of the City Rescue Mission's program. Loaves and Fishes has a shelter too. Council needs information about these programs and services, because a lot of people are not familiar with them.

Russell Terry of 121 E. Mt. Hope stated his opposition to the 425 Agreement with Meridian Township.

Ed Simmer of 2609 Dier St. said that this Saturday the CBL will honor Walt Jones and Ellen Beal. They will miss Councilmember Beal when her term expires. She is the voice of reason and the voice of the people, not just a rubber stamp. The Demon Developers will be running Lansing after January 1st. Eleven major plants have moved their businesses to surrounding communities like Mason, Holt and Potterville. Council has taxed this town too far. Every time you turn around it is another tax or fee. That is why people and industry have moved out. If the 425 Agreement falls flat on it's face, Council has just taken more money out of tax payers pockets. They need to show leadership and bring new jobs into the City. The Lansing Regional Chamber of Commerce is taking jobs out of the City and putting them in other cities in the region.

that have built the economy of this country. She will be speaking at MSU tomorrow on this issue. White people have to realize that they cannot live on the souls of others. They need to be shown that they are not "all that."

PULLED FROM THE AGENDA AT THE REQUEST OF
COUNCILMEMBER MURPHY

REPORT OF COMMITTEE

THE PUBLIC SAFETY COMMITTEE, to whom was referred an Ordinance to amend Chapter 608 of the Code of Ordinances of the City of Lansing for the purpose of concurring with the changes made by the Michigan Legislature to drunk driving statutes.

The Committee analyzed the proposed changes which added provisions to make it a criminal misdemeanor to operate a motor vehicle if under 21 with a blood alcohol level of .02 or more, to operate a commercial vehicle with a .04 level or more and to be violation of a drunk driving law with someone under the age of 16 in the vehicle. The proposed changes also increase penalties for multiple convictions of drunk driving, including mandatory jail and vehicle immobilization or forfeiture .

REPORTS AS FOLLOWS: The Committee voted unanimously to approve the amendments to Chapter 608 by adding new sections - Sections 608.07, 07(A), 07(B), 07 (C), 07(D), 07(E), 07(G), 07(H), 07(M), 07(N) and 07(O) - to the Code of Ordinances of the City of Lansing for the purpose of prohibiting the operation of a motor vehicle within the City of Lansing while under the influence of intoxicating liquor, or to operate a vehicle under the influence with a person less than 16 years of age in the vehicle.

Signed, Michael Murphy, Chairperson
Larry Meyer
Joan Bauer

BY COUNCILMEMBER MURPHY

That the Report of the Committee be received.

November 29, 1999

PULLED FROM THE AGENDA AT THE REQUEST OF
COUNCILMEMBER MURPHY

REPORT OF COMMITTEE

THE PUBLIC SAFETY COMMITTEE, to whom was referred an Ordinance to amend Chapter 5 of the Code of Ordinances of the City of Lansing for the purpose of repealing Sections 5.15(D) through 5.15(K)

The Committee analyzed the proposed changes and

REPORTS AS FOLLOWS: The Committee voted unanimously to repeal Sections 5.15(D) through 5.15(K) of the Code of Ordinances of the City of Lansing.

Signed, Michael Murphy, Chairperson
Larry Meyer
Joan Bauer

BY COUNCILMEMBER MURPHY

That the Report of the Committee be received.

November 29, 1999

CITY OFFICER & BOARD REPORTS

1.Letter from the City Clerk submitting a Proposed Schedule of City Council Meetings for the first 6 Months of 2000

REFERRED TO THE COMMITTEE OF THE WHOLE

2.Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

3. Letter from the Lansing Center submitting the Annual Audit for the Lansing Entertainment and Public Facilities Authority for Fiscal Year Ended June 30, 1999

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

4. Letters from the Mayor re:

a. Estimated and Actual Revenues and Expenditures to September 30, 1999

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

f. Z-13-99; 208 E. Grand River Ave.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

g. SLU-12-99; 3220 S. Martin Luther King, Jr. Blvd.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

h. MSU Request for Support of Application for Transportation Enhancement Fund Grant to Extend the River Trail to the MSU Campus

RECEIVED AND PLACED ON FILE

i. Introducing City of Lansing Sign Inspector, Scott Sanford

MEANS AND THE INTERNAL AUDITOR

b. Turner Dodge Highlights for the Past 25 Years

RECEIVED AND PLACED ON FILE

c. Letter of Appreciation from Wexford Heights Neighborhood Association and Watch Team to the Public Service Department

RECEIVED AND PLACED ON FILE

d. Letter of Appreciation from Barbara Roberts Mason

RECEIVED AND PLACED ON FILE

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

j. Administrative Transfers

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. Letter from Darryl Burgess of 1407 Prospect St. regarding the Traffic Sign directing Visitors to the Civic Center

RECEIVED AND PLACED ON FILE

2. Letter from Attorneys on behalf of Bruce D. Corr submitting a Claim for an accident

REFERRED TO THE COMMITTEE OF THE WHOLE

3. Suspension item from Councilmember Allen; a letter from Douglas McGiveron requesting a change in Golf Fees for Senior Citizens over the age 75

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

COUNCILMEMBERS COMMENTS

Councilmember Bauer expressed condolences to the family of Lucille Corey who passed away last week very unexpectedly.

Councilmember Beal asked City Attorney Smiertka for clarification on the issue of executive session and the appeal of the stormwater enterprise fund law suit to the supreme court.

Councilmember Murphy expressed condolences to the family of Robert Little, a Lansing resident for many years who passed away last week. He was the younger brother of "Malcolm X."

MAYOR'S EXECUTIVE ASSISTANT'S RESPONSE TO COMMENTS

Mr. Wiener expressed his condolences to the Little Family. Mr. Little was a wonderful teacher who taught in the School of Social Work. He also worked for the State of Michigan for many years. He announced that the letters of intent for the pilot project for School and Neighborhood Partnerships are due this Friday in the Mayor's Office. They have designated \$2,500 for each ward. Please submit letters of intent which must come from the school and the Neighborhood jointly. Councilmember

Allen asked if any applications for this program have been submitted yet. Mr. Wiener said that none have come in yet, but people have expressed their interest in this program.

ADJOURNED 8:25 P.M.
MARILYNN SLADE, CITY CLERK



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF DECEMBER 6, 1999

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 P.M. by President Benavides.

PRESENT: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

ABSENT: None

The Invocation and Pledge of Allegiance were led by Councilmember Allen

APPROVAL OF MINUTES

By Councilmember Allen

To approve the printed Council Proceedings of November 29, 1999

Carried unanimously

CONSIDERATION OF LATE ITEMS

By Councilmember Leeman

To accept the following under suspension of the rules:

1. From Councilmember Leeman; a Resolution of Tribute Honoring Glenn Freeman
2. From Councilmember Leeman; a letter from Mrs. Atherton's Fifth Grade Class at Lewton Elementary School requesting the development of a Water Park, or Recreation Park in Downtown Lansing
3. From Councilmember Leeman; a letter from Rita Klein regarding the request for a bailer at the Recycling Transfer Station

A. Michael Navabi, Director of the Public Service Department gave a presentation regarding infrastructure improvements in 1999. It was a phenomenal year for their Department. They sent out billings amounting to \$50,000,000.00 this year. In association with the Combined Sewer Overflow Project they completed construction on the Lansing Ave. Pump Station. This is a "State of the Art" facility. The opening ceremony will be held on January 5, 2000. They completed \$400,000.00 worth of work on the CSO project on the East Side. They completed the Diamond Reo Deep Aquifer Treatment Project, the Aurelius Rd. Landfill Project and built a "State of the Art" soccer facility at that site that will have a grand opening in the spring. This was a joint effort with Ingham County Parks and Recreation. They will complete the Alaiedon Township Trunk Sewer and the Okemos Rd. sewer project (These are \$2,000,000.00 projects) in the spring. They have made tremendous progress on the General Motors infrastructure improvements project. They completed the Prudden Street project and developments near the North Side Police Precinct. They began work on the Hall of Justice elliptical sewer project. They completed \$300,000.00 worth of sidewalk repair, replaced the brickwork on Washington Square. Completed the design of the MLK Bridge over the Grand River (this was a \$2,600,000.00 project). They rehabilitated 3-4 Pedestrian Skywalks, completed the Forest Rd. bike path project in the amount of \$207,000.00 and began rehabilitation of the Operations and Maintenance Building, a \$1,200,000.00 project. They rehabilitated \$7,000,000.00 worth of City roads. They have reconstructed over 105 miles of road in Lansing in the last four years for a total cost of \$29,000,000.00. They are on a schedule of rehabilitating 5% of the City's 411 miles of road each year, so that the City does not fall behind to the point that we were in when Mayor Hollister took office. They are rehabilitating 25-26 miles of city streets every year to keep on top of the 5% and to catch Mrs. Chapman said that she owes her effectiveness to Mary Margaret Murphy Woll, who trained her. She will be around for many more years as a citizen activist.

4. From Councilmember Bauer; a Resolution supporting the Cable and Telecommunications Advisory Board's request for a Report on Technological Advances from AT&T regarding the Cable Television Franchise

5. From Councilmember Bauer; a Resolution Authorizing a realignment of City Council Staff Positions

6. From Councilmember Meyer; Requests for Transfer of Funds

7. From Councilmember Meyer; a Resolution authorizing Grant Application and Acceptance for Asset Seizure Funds for the Ingham-Eaton-Clinton Co-op Narcotics Program

8. From Councilmember Meyer; a Resolution Authorizing Grant Acceptance for Law Enforcement Information Network (LEIN) Program

9. From Councilmember Meyer; a Resolution Authorizing Grant Application for LLEBG Funds

Carried unanimously

(LATE ITEMS WILL BE CONSIDERED DURING THAT PART OF THE REGULAR MEETING TO WHICH THEY RELATE)

SPECIAL CEREMONIES &
ANNOUNCEMENT OF CITY EVENTS

➤ Announcement of City Events:

There were no Announcements of City Events

➤ Special Ceremonies

up on the backlog that they inherited.

Councilmember Bauer asked when the cycle will start again, so that the City does not ever wind up with road conditions that we had in 1993.

Mr. Navabi repeated that we will not ever be in that position again. They are on a schedule of reconstruction of 5% of the City's streets every year to prevent that from happening. That amounts to a little over 20 miles of road per year, right now they are reconstructing 26-25 miles of road per year which takes care of the 5%, plus catches them up on 6 miles of road per year that was part of the backlog.

Councilmember Bauer noted that in 1995 when she ran for Council everyone brought up the road conditions, but 4 years later they were not an issue. This shows that the City is doing well with roadwork.

B. Councilmember Meyer, along with Mayor Hollister presented a Resolution of Tribute to Lansing Neighborhood Council President Juanita Mitchell Chapman. Councilmember Meyer said that there are not enough good things to say to thank Mrs. Chapman for her involvement in her community. She is a ray of hope for the people of this community. Mayor Hollister added his congratulations, saying that Mrs. Chapman is committed to cleaning up neighborhoods. She sits on the special Blue Ribbon Committee. She has been an advisor to him ever since he became Mayor. She is an exemplary citizen, and Lansing is very proud to have her.

C. Council President Benavides, along with Councilmember Leeman and Mayor Hollister, presented a Resolution of Tribute to Glenn Freeman. President Benavides said that there is nothing that can describe the great job Mr. Freeman has done for this

community. He has stood as a protector of human needs of our citizens. It is because of Him that we have a great City to work and live in.

Mayor Hollister said that if you ever want to get anything done, you have to talk to Glenn Freeman. Organized labor was a critical part of keeping General Motors here in Lansing. Mr. Freeman exemplifies all of the positive qualities of our labor force that helped convince GM to stay in Lansing.

Mr. Freeman thanked Council members and Mayor Hollister for this honor. He said that he has enjoyed working with the City. They may not always have been in agreement, but they always worked their differences out for the good of the community. He pledged that these efforts will continue to go as they always have gone. His successor Paul Hufnagel will see to that.

PUBLIC'S AND MAYOR'S COMMENT
ON LEGISLATIVE MATTERS

➤ Public Comment on Scheduled Public Hearings:

There were no Scheduled Public Hearings.

➤ Public Comment on Legislative Matters:

Eugene Buckley of N. Hayford said that the tax payers paid for the road work. He is opposed to the Brownfield Agreement. It will cost \$2,700,000.00 to clean this up. WHEREAS, Juanita Mitchell Chapman has been an active Board member of the LNC since 1993; and

WHEREAS, Juanita Mitchell Chapman has been President of the Potter/Walsh Neighborhood Organization since 1994; and

WHEREAS, Juanita Mitchell Chapman helped to recruit 18 new neighborhoods groups to join the LNC since 1993; and

WHEREAS, Juanita Mitchell Chapman has been a driving force behind the very successful, city-wide Paint Blitz since 1996; and

WHEREAS, Juanita Mitchell Chapman, as LNC President, spent countless hours representing LNC on numerous City commissions, committees and task forces including the Commission to Retain General Motors, Census 2000 Count Committee, CLASS and Blue Ribbon Committee on Education;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, acknowledges and applauds the volunteered efforts of Juanita Mitchell Chapman to improve the neighborhoods of the City of Lansing.

By Councilmember Adado

Carried Unanimously

THIS RESOLUTION WAS PULLED FROM THE AGENDA AT THE REQUEST OF COUNCILMEMBER ADADO.

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

PRD-1-99

Belle Chase Blvd., 150 Dwelling Units, Planned Residential Development

WHEREAS, SUH Michigan State, LLC on behalf of owner, Living Word Outreach Church, represented by Summit Real Estate Group, has requested a Planned Residential Development to construct a multifamily residential development on 135 acres of vacant land at Belle Chase Blvd. between Jolly Road and Beaujardin Drive, which requires approval as a Planned Residential Development (PRD); and

WHEREAS, the property is zoned "DM-1" Residential District which allows the residential density on the subject property up to 19.8 units per acre while the proposed

This is the Motor Wheel property. This cost is being passed on to the tax payers. The owners should be responsible for cleaning up this property. He would like to see a petition drive started to oppose this resolution, because tax payers are going to finance this clean up and their tax dollars will not even be matched by property taxes. This is a total waste of tax payers money. One out of ten Lansing residents is on welfare food help and cannot afford to pay for this clean up.

Mayor Hollister asked that Karl Dorshimer of the Economic Development Corporation be allowed to rebut the misinformation that was expressed by Mr. Buckley.

Councilmember Adado asked that Mr. Dorshimer wait to make his comments until we get to that part of the Agenda during which the resolution will be passed, coming up in just a few minutes.

LEGISLATIVE MATTERS
RESOLUTIONS

RESOLUTION #565
BY COUNCILMEMBER LARRY MEYER
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Juanita Mitchell-Chapman became President of the Lansing Neighborhood Council in October 1996; and

development is proposed to be developed at approximately 111 units per acre; and

WHEREAS, at the Planning Board public hearing held August 3, 1999, the applicant spoke in support of the petition, no one spoke in opposition, and one letter with concerns was received from DTN Management; and

WHEREAS, the Planning Board reviewed the request according to Chapter 1280 of the Planning and Zoning Code and at their August 17, 1999 meeting, found based upon the staff report, testimony and evidence that the Planned Residential Development conforms to the necessary requirements and unanimously (7-0) recommended approval of the request with conditions; and

WHEREAS, the Committee on Development and Planning concurs with the report of the Planning Board;

NOW, THEREFORE, BE IT RESOLVED that the City Council for the City of Lansing hereby approves the request by SUH Michigan State, LLC for a Planned Residential Development permit (PRD-1-99) for the development of the property at the northeast corner of Belle Chase and Jolly Road with 150 dwelling units in 12 three-story residential buildings and 6 townhouses as shown in the revised site plan dated 9/13/99, with the following conditions:

1. Consideration should be given to one or two additional driveways on Beaujardin to reduce the circulation path through the development;
2. The driveway on Belle Chase would require an opening in the median to be accessible for both northbound and southbound traffic (a cost to the developer);
3. Additional landscaping be added throughout the development.
4. Appropriate public service and emergency access circulation be provided on site;
5. Grease and oil traps be provided to control pollution from storm water run off from the parking lots before running into the wetlands which are on the property;
6. The development adhere to Michigan Department of Environmental Quality standards for on-site regulated wetlands;
7. The development incorporate adequate open space for recreational facilities; and
8. The development shall comply with all agency requirements during plan review.

BE IT FURTHER RESOLVED that this PRD shall remain in effect only so long as the applicant fully complies with the site plan and conditions set forth in this resolution.

BE IT FURTHER RESOLVED that, in granting this request, the City Council determines the following:

- The proposed revised planned residential development is designed to be constructed, and operated in a manner harmonious with the character of adjacent property and surrounding uses.
- The proposed revised planned residential development will not change the essential character of the surrounding area.
- The proposed revised planned residential development will not interfere with the general enjoyment of adjacent property.
- The proposed revised planned residential development should not have any negative impacts on the surrounding area.
- The proposed revised planned residential development will not be hazardous to adjacent properties or involve uses, activities, materials or equipment which are detrimental to the health, safety and welfare of persons or property through excessive production of traffic, noise, smoke, odor, fumes or glare.
- The proposed revised planned residential development can be adequately served by public services and facilities.
- The proposed revised planned residential development should not place excessive demands on public services and facilities.
- The proposed revised planned residential development is in compliance with the Master Plan. The Southeast Area Comprehensive Plan designates this site for medium density residential (15-20 du/acre).
- The proposed planned residential development can meet the dimensional requirements of the "DM1" Residential District.

RESOLUTION #566

BY THE DEVELOPMENT AND PLANNING COMMITTEE

RESOLVED BY THE CITY COUNCIL OF

THE CITY OF LANSING

RESOLUTION APPROVING A PROJECT AREA

AND RECOMMENDING THE

BROWNFIELD PLAN #2

(1600 N. LARCH STREET, FORMERLY MOTOR WHEEL)

WHEREAS, the Brownfield Redevelopment Authority (the "Authority") of the City of Lansing pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, Public Act, Public Act 381 of 1996, has prepared a

3. The proposed method of financing the cost of the eligible activities, as described in the Plan is feasible and the Authority has the ability to arrange the financing;
4. The costs of the eligible activities proposed in the Plan are reasonable and necessary to carry out the purposes of the Act; and
5. The amount of the captured taxable value estimated to result from the adoption of the Plan is reasonable.

NOW, THEREFORE, BE IT RESOLVED by this Council of the City of Lansing that the designated project area and the Brownfield Plan #2 on file in the City Clerk's office is hereby approved.

By Council member Adado

Carried Unanimously

RESOLUTION #567

BY THE COMMITTEE ON PLANNING AND DEVELOPMENT

RESOLVED BY THE CITY COUNCIL OF

THE CITY OF LANSING

Brownfield Plan (the "Plan"), a copy of which has been presented at this meeting for the LBRA Plan #2, 1600 N. Larch Street, Former Motor Wheel Project ("the Project") in accordance with Public Act No. 381, Public Acts of Michigan 1996 as Amended ("the Act"); and

WHEREAS, a public hearing was held at the Planning Board of the City of Lansing and at least ten (10) days before the public hearing the taxing jurisdictions were provided notice to be fully informed about the fiscal and economic implications of the proposed Plan and given a reasonable opportunity to express their views and recommendations regarding the Plan as in accordance with Section 13(10) and 14(1) of the Act; and

WHEREAS, the Planning Board, after its public hearing on October 5, 1999, reviewed testimony and evidence regarding LBRA Plan #2, and found that:

1. the former Motor Wheel site has stood dilapidated and vacant for more than three years;
2. the LBRA Plan #2 will promote the remediation of environmental contamination on the site;
3. the project includes, in addition to site remediation, the rehabilitation of the plant, landscaping and other aesthetic improvements which will reduce blight and benefit the adjacent neighborhoods;
4. the project will, upon completion, create and retain over 500 highskill jobs, with the potential of generating \$22,000,000 in annual payroll;
5. the project will leverage approximately \$10,150,000 in site and plant improvements by Demmer Properties, LLC, and \$2,750,000 in leasehold improvements by General Motors;
6. the LBRA Plan #2 provides for the capture of property tax revenues due to the private investment in the site, and devotes them to environmental remediation;
7. the LBRA Plan #2 proceeds will help capitalize a brownfield remediation fund to finance future eligible activities on brownfield sites within the City; and

WHEREAS, the Board, at its meeting of October 5, 1999, unanimously (7-0) recommended approval of LBRA Plan #2, the Lansing Brownfield Authority Plan #2, for the remediation and redevelopment of the former Motor Wheel Site, 1600 N. Larch Street; and

WHEREAS, the Council has duly considered such Plan and has found it to be in compliance with the provisions of the Act and meets the following determinations and findings:

1. The Plan constitutes a public purpose under the Act;
2. The Plan meets all of the requirements for a Brownfield Plan set forth in Section 13 of the Act;

ACT-17-99, Alley Closure to Through Traffic Between the 1000 Block of Britten and Braman

WHEREAS, Mr. Gene Guile requests the City to close the alley that connects Fletcher Street to M.L. King between the 1000 block of Braman Street and Britten Avenue; and

WHEREAS, the 14 feet wide and 321 feet long alley provides the only means to access garages and parking areas for a majority of the residents living on the 1000 block of Braman Street and Britten Avenue; and

WHEREAS, the alley is too narrow for two way traffic, too narrow to accommodate turning movements of heavy equipment and service vehicles, and closure of the alley would create a dead end with no way out for these vehicles; and

WHEREAS, access is needed for the Forestry Division and the Department of Public Service; and

WHEREAS, the Planning Board reviewed the location, character and extent of the Act 17-99 proposal pursuant to Act 285 of 1931, as amended, and found that the subject alley provides access to the garages of many properties in the block, few properties in the 1000 block of Britten and Braman have driveway access, and closure of the alley would impede necessary access by service vehicles; and

WHEREAS, four people spoke in favor, and six spoke against the proposal at the October 19, 1999, Planning Board public hearing; and
 WHEREAS, on November 2, 1999, the Planning Board voted unanimously (6-0) to deny the request by Mr. Gene Guile to close the alley between 1000 block of Britten Avenue and Braman Street; and also recommend that the Planning Office and the Transportation Office work with owners and occupants of affected properties to explore other measures to mitigate traffic problems in the alley; and

WHEREAS, the Committee on Planning and Development reviewed the report and recommendation of the Planning Board and concurs therewith;

NOW THEREFORE BE IT RESOLVED, the Lansing City Council hereby denies A.C.T.-1799, a request to close the alley between the 1000 block of Britten Avenue and Braman Street.

BE IT FINALLY RESOLVED, that the Planning Office and the Transportation Office shall work with owners and occupants of affected properties to explore other measures to mitigate problems with traffic traveling through the alley.

By Councilmember Adado

Carried Unanimously

WHEREAS, the City Council, via Resolution #247 of May 16, 1994, specified that proceeds from sales, leases or rentals of designated park land be appropriated exclusively for acquisition, maintenance, and improvement of park facilities, and that all expenditures from these proceeds be approved by City Council; and

WHEREAS, the Parks and Recreation Department has requested administrative latitude to utilize this account without prior authorization for property surveys, environmental assessments, appraisals, title commitments, closing costs and proration of taxes; and

WHEREAS, the Finance Director and Internal Auditor support the request;

NOW THEREFORE BE IT RESOLVED: that Resolution #247 dated May 16, 1994 be amended to read, in its entirety, as follows: "Proceeds from sales of designated park land, or leasehold rights to designated park land, in excess of City costs associated with such sale or lease, shall be deposited in a revenue account exclusively for acquisition and development of park lands and facilities. The administration shall have executive authority to appropriate the proceeds in the Capital Project Fund account 410.933890.970000013021 with the expenditure of these funds to be used exclusively for park acquisition and development. The city council and internal auditor shall be notified of any appropriation executed under this policy. Expenditures up to \$5,000 for property surveys, environmental assessments, appraisals, title commitments, or closing costs and proration of taxes are authorized without council approval. Any proposed expenditure exceeding \$5,000 shall be recommended by the Park Board to the Mayor. If the Mayor concurs, the proposed expenditures shall be forward to the City Council for consideration and approval. Nothing in this policy statement shall prohibit the City Council from exercising its legislative responsibilities in designating the use of such funds as the City Council may determine as appropriate."

By Councilmember Meyer

Carried Unanimously

RESOLUTION #570
 BY THE COMMITTEE ON WAYS AND MEANS
 RESOLVED BY THE CITY COUNCIL OF
 THE CITY OF LANSING

WHEREAS, City Council adopted policy on May 5th, 1997 governing the scheduling of Parks and Recreation Department buildings; and

WHEREAS, this Building Use Policy also established a system of fees and charges for use of the facilities, and provided that these revenues be placed in a reserve account for

RESOLUTION #568
 BY THE COMMITTEE ON WAYS AND MEANS
 RESOLVED BY THE CITY COUNCIL OF
 THE CITY OF LANSING
 That the following transfer be approved:

AMOUNT TO TRANSFER	TRANSFER FROM ACCT#	TRANSFER TO ACCT#
\$31,000	Principal Shopping District Fund Balance 298.0390001.0	Misc. & Operating Expense 298 173904.741000.0

(Expenses related to the Blue Ribbon panel for commercial improvements. The Administration shall provide a monthly accounting of the expenditure of these funds to the Ways and Means Committee and to the Internal Auditor.)

By Councilmember Meyer

Carried Unanimously

RESOLUTION #569
 BY THE COMMITTEE ON WAYS AND MEANS
 RESOLVED BY THE CITY COUNCIL OF
 THE CITY OF LANSING

the sole purpose of replacing furnishings and equipment in the buildings; and

WHEREAS, Building Use revenues have historically been appropriated in the Capital Projects Fund, although items acquired are not capital expenditures.

NOW, THEREFORE, BE IT RESOLVED that the funds budgeted in account 410.933890.977000.043839 be transferred to appropriate accounts in the Parks General Fund budget; and

BE IT FURTHER RESOLVED that administrative transfer authority is provided to manage these funds consistent with Resolution #219 of May 5th, 1997; and

BE IT FINALLY RESOLVED that unexpended appropriations shall be carried forward annually into the subsequent fiscal year.

By Councilmember Meyer

Carried Unanimously

COUNCILMEMBER MEYER ANNOUNCED THAT THIS ITEM VIII B-3 (D.) SOLE SOURCE PURCHASE; LIGHTNIN COMPANY, WHICH WAS NOT AVAILABLE AT THE TIME OF PRINTING, WAS PLACED ON THE AGENDA IN ERROR, AND THAT IT DOES NOT REQUIRE THE APPROVAL OF CITY COUNCIL, MERELY REVIEW BY THE WAYS AND MEANS COMMITTEE, WHICH IT RECEIVED. NOTICE OF THIS REVIEW IS TO BE RECEIVED AND PLACED ON FILE.

RESOLUTION #571
 BY THE COMMITTEE ON WAYS & MEANS
 RESOLVED BY THE CITY COUNCIL OF
 THE CITY OF LANSING

WHEREAS, the Remy Chandler Intercounty Drain Drainage Board specially assessed the City of Lansing and others for improvements made upon the Remy Chandler Drain in the late 1970's, in accordance with the Michigan Drain Code of 1956;

WHEREAS, the City share of the special assessment was based upon the City being 1.35% of the total land area within the Remy Chandler Drainage District;

WHEREAS, the Remy Chandler Intercounty Drain Drainage Board currently has a surplus of funds and must return that surplus to those entities specially assessed;

WHEREAS, the City is due 1.35% of that surplus, in the amount of approximately

\$1,170.00;

WHEREAS, the Michigan Drain Code requires the City and Drainage Board enter into
WHEREAS, the Michigan Drain Code Sections 280.547 and 280.547(a) requires that
the funds returned the City be used to alleviate drainage problems within it's
Jurisdiction;

NOW THEREFORE BE IT RESOLVED that the City enter into an agreement with the
Drainage Board for the return to the City of surplus funds and that the funds, upon
return, be placed in the City Share of Stormwater Account for use pursuant to the
Michigan Drain Code requirements.

By Councilmember Meyer

Carried Unanimously

RESOLUTION #572
BY COUNCILMEMBER TONY BENAVIDES
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, Glenn Freeman, born May 11, 1939, in Coalport, Pennsylvania, whose
father at the time was a coal miner and a grandfather who was a United Mine Worker
local president;

WHEREAS, in 1944 Glenn Freeman and his parents moved to Michigan and his father
became an elected officer in United Auto Workers Local 182; and

WHEREAS, Glenn H. Freeman graduated from high school in June 1956, began
working for Michigan Bell Telephone Company in February 1957 and married the
former Marlene Sparks in 1958; and

WHEREAS, facing threat of layoff, Glenn Freeman moved his family to Lansing in
1960; and

WHEREAS, Glenn Freeman became a job steward in 1966 after he was unhappy with
contract negotiations and grievance settlements and then the Chief Steward in 1970;
and

WHEREAS, Glenn Freeman quickly rose through the labor ranks as his fellow workers
recognized his leadership, integrity, influence and sensibility which culminated in his
election as President of the local AFL-CIO Labor Council in 1979 a position he has held
for 20 years; and

WHEREAS, Glenn Freeman also willingly gave of his time to the greater Lansing by
participating on numerous boards, commissions and committees;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby
recognizes the leadership and outstanding contributions that Glenn Freeman provided
to the City of Lansing, the AFL-CIO Labor Council, and numerous boards.

"commencing the ninth year following the effective date of this
Amendment or at such time as the franchise begins to plan a rebuild of its
system if sooner, and each subsequent five-year period thereafter,
Continental shall, at the City's request, deliver a report to the City listing
and evaluating the technical and programming service developments in
the industry for the previous four year period."

;and

WHEREAS, while Continental Cablevision, Inc. has subsequently been purchased by
Media One, TCI, and most recently AT&T, AT&T has accepted all terms of the
Agreement between the City of Lansing and Continental Cablevision; and

WHEREAS, the year 1999 falls into the evaluation period, the City of Lansing
Telecommunications and Cable Advisory Board held a special meeting on Tuesday,
November 23, 1999 to review the Agreement, in particular the Acceptance and
Guarantee of Cable Television Franchise amendment of October 26, 1984; and

WHEREAS, the City of Lansing Telecommunications and Cable Advisory Board

an agreement to the return of these funds:

commissions and committees at a great sacrifice to his wife and family;

BE IT FURTHER RESOLVED that the Lansing City Council, hereby, declares Friday,
December 10, 1999 as Glenn Freeman Day in the City of Lansing and urges all citizens
in greater Lansing to join us in wishing Glenn and Marlene Freeman the very best;

BE IT FINALLY RESOLVED that the Lansing City Council also wishes Glenn
Freeman the best in his well deserved retirement doing what he truly enjoys:
entertaining his grandchildren, gardening, hunting, fishing and traveling

By Councilmember Lee man

Carried Unanimously

RESOLUTION #573
BY COUNCILMEMBER SANDY ALLEN
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the Clerk has forwarded an application for a City Permit, which has been
routinely processed without objection and is ready for final action by this Council;

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby approves
the following application for a City Permit for:

FIREWORKS DISPLAY PERMIT:

Larry Holley for Ranney Park on December 31, 1999, and Ranney Park on January 1,
2000

By Councilmember Allen

Carried Unanimously

RESOLUTION #574
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING

WHEREAS, the City of Lansing entered into an Agreement with Continental
Cablevision, Inc. in 1978 to permit Continental Cablevision, Inc. access to the City's
right of way to lay cable; and

WHEREAS, the Agreement with Continental Cablevision, Inc. was amended in
October, 1984 to include an Acceptance and Guarantee of Cable Television Franchise
which states:

recommends that the Lansing City Council request that AT&T provide the Lansing
City Council a report which outlines modifications to the system based on advances in
state-of-the-art and service innovations; and

WHEREAS, AT&T shall include in its report any recommendations regarding the
financial viability and practicality of implementing these technical and service
enhancements in the system in light of Lansing's needs; and

WHEREAS, the Lansing City Council may begin franchise revocation proceedings if
AT&T's implementation plan is unacceptable;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby,
requests that AT&T provide the Lansing City Council a report which outlines the
modifications to the system based on advances in state-of-the-art and service innovations;

BE IT FURTHER RESOLVED that based on this report and any other pertinent
information, the Lansing City Council may direct AT&T to implement the
recommended technical and/or service enhancements which AT&T and the City of

Lansing agree to be financially feasible and reasonable.

BE IT FURTHER RESOLVED that within ninety (90) days of notice from the City Attorney for City of Lansing directing AT&T to implement these enhancements, AT&T shall submit an implementation plan to the City Attorney.

BE IT FINALLY RESOLVED that if the plan is unacceptable or AT&T fails to implement the enhancements in accordance with the plan for reasons that are within its control in a timely manner, the Lansing City Council deems such an event to be a breach of the franchise agreement and may commence revocation procedures.

By Councilmember Bauer

Carried Unanimously

**RESOLUTION #575
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

WHEREAS, the Committee of the Whole temporarily appointed staff to positions after the Senior Legislative Assistant/Office Manager retired in June 1999;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, permanently appoints Tina Gallante as Senior Legislative Assistant/Office Manager and Terese Horn as Administrative Secretary;

BE IT FURTHER RESOLVED that the Lansing City Council, hereby, eliminates the position of Senior Secretary;

Resolved by the City Council of the City of Lansing that a public hearing be set for Tuesday, January 18, 2000, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the Ordinance for rezoning:

Z-8-98, 208 East Grand River Avenue, "F-1" Commercial to "G-1"
Business District

By Councilmember Adado

Carried Unanimously

ORDINANCES FOR PASSAGE

BY COUNCILMEMBER ADADO

That we move to the passage of Ordinances

CARRIED UNANIMOUSLY

BY COUNCILMEMBER ADADO

That the Ordinance when read by its title for a second time, be considered as read in full

CARRIED UNANIMOUSLY

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

BY COUNCILMEMBER ADADO

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-13-99, 304-306 E. Grand River Ave., be placed on order of immediate passage.

CARRIED UNANIMOUSLY

BY COUNCILMEMBER ADADO

BE IT FINALLY RESOLVED that the Lansing City Council, hereby, creates the position of Receptionist at rate of level 24.

By Councilmember Bauer

Carried Unanimously

ORDINANCES FOR INTRODUCTION

INTRODUCTION OF ORDINANCES

The following ordinance of the City of Lansing, Michigan, providing that the Code of ordinances be amended by providing for the rezoning of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the Code for property located at:

Z-8-98, 208 East Grand River Avenue, "F-1" Commercial to "G-1"
Business District

was introduced by Councilmember Adado, read a first and second time by its title and referred to the Committee on Development and Planning.

**RESOLUTION #576
BY COUNCILMEMBER ADADO
RESOLVED BY THE CITY COUNCIL OF
THE CITY OF LANSING**

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-13-99, 304-306 E. Grand River Ave., be now passed.

YEAS: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: None

By Councilmember Adado

That this ordinance, being necessary for the immediate preservation of the public peace, health or safety, shall take effect upon its passage

Carried Unanimously

ORDINANCE #2446

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification on the property described as follows:

Case Number: Z-13-99, 304-306 East Grand River Avenue

Parcel Number: PPN 3301-09-404042

Legal Description: E 44 FT OF W 90 FT OF N100 FT OF LOT 2; BLOCK 13

**ORIGINAL, CITY OF LANSING, INGHAM
COUNTY, MICHIGAN**

from "F-1" Commercial to "G-1" Business District.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from its passage unless given immediate effect by the City Council.

Given immediate effect by motion of Councilmember Adado
BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

BY COUNCILMEMBER ADADO

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-14-99, 204 E. Mt. Hope Ave., be placed on order of immediate passage.

CARRIED UNANIMOUSLY

BY COUNCILMEMBER ADADO

Resolved by the City Council of the City of Lansing that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by providing for the rezoning of a parcel of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the code for property located at Z-14-99, 204 E. Mt. Hope Ave., be now passed.

YEAS: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: None

By Councilmember Adado

That this ordinance, being necessary for the immediate preservation of the public peace, health or safety, shall take effect upon its passage.

Carried Unanimously

ORDINANCE #2447

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification on the property described as follows:

CARRIED UNANIMOUSLY

By the Committee on Ways and Means

By Councilmember Meyer

Resolved by the City Council of the City of Lansing that an Ordinance Amending the Code of Ordinances of the City of Lansing by Amending Chapter 294, Section 294.02,

MARILYNN SLADE, CITY CLERK

BY COUNCILMEMBER ADADO

That the Ordinance when read by its title for a second time, be considered as read in full.

CARRIED UNANIMOUSLY

Case Number: Z-14-99, 204 Eas. Mt. Hope Avenue,

Parcel Number: PPN 330128202-011

Legal Description: LOT 1 EXCN 10 FT & S 2 FT ASSESSORS PLAT N046, CITY OF LANSING, INGHAM COUNTY, MICHIGAN

from "C" Residential to "D-1" Professional Office District

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from its passage unless given immediate effect by the City Council.

Given immediate effect by motion of Councilmember Adado

MARILYNN SLADE, CITY CLERK

BY Councilmember Meyer

To accept a substitute for the Ordinance Originally contained in the City Council Packet, and to correct the substitute ordinance to correct the misspelling of the word "SARGENT" TO "SERGEANT"

CARRIED UNANIMOUSLY

By Councilmember Meyer

That the Ordinance when read be considered as read in its entirety.

CARRIED UNANIMOUSLY

By the Committee on Ways and Means

By Councilmember Meyer

Resolved by the City Council of the City of Lansing that an Ordinance Amending the Code of Ordinances of the City of Lansing by Amending Chapter 294, Section 294.02, Subsections (a), (i), (k), (l) and (r) for the Purpose of Providing for the Modifications to Police Officer's Retirement Benefits Who Hold the Rank of Sergeant or Above at the Time of His or Her Retirement, Effective As of August 1, 1999; to Provide for the Advance Funding of Post Retirement Health Insurance Benefits; to Establish a Health Insurance Fund; to Provide for Future City Contributions to the Health Insurance Fund; and to Provide for Future Payments from the Health Insurance Fund, be placed on order of immediate passage.

Subsections (a), (i), (k), (l) and (r) for the Purpose of Providing for the Modifications to Police Officer's Retirement Benefits Who Hold the Rank of Sergeant or Above at the Time of His or Her Retirement, Effective As of August 1, 1999; to Provide for the Advance Funding of Post Retirement Health Insurance Benefits; to Establish a Health Insurance Fund; to Provide for Future City Contributions to the Health Insurance Fund; and to Provide for Future Payments from the Health Insurance Fund, be now passed.

YEAS: Councilmembers Adado, Allen, Bauer, Beal, Benavides, Leeman, Meyer, Murphy

NAYS: None

ABSENT: None

By Councilmember Meyer

That this ordinance, being necessary for the immediate preservation of the public peace, health, or safety, shall take effect upon its passage

Carried Unanimously

ORDINANCE #1006

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND THE CODE OF ORDINANCES OF THE CITY OF LANSING BY AMENDING CHAPTER 294, SECTION 294.02, SUBSECTIONS (a), (i), (k), (l) AND (r), FOR THE PURPOSE OF PROVIDING FOR THE MODIFICATIONS TO POLICE OFFICER'S RETIREMENT BENEFITS WHO HOLD THE RANK OF SERGEANT OR ABOVE AT THE TIME OF HIS OR HER RETIREMENT, EFFECTIVE AS OF AUGUST 1, 1999; TO PROVIDE FOR THE ADVANCE FUNDING OF POST-RETIREMENT HEALTH INSURANCE BENEFITS; TO ESTABLISH A HEALTH INSURANCE FUND; TO PROVIDE FOR FUTURE CITY CONTRIBUTIONS TO THE HEALTH INSURANCE FUND; AND TO PROVIDE FOR FUTURE PAYMENTS FROM THE HEALTH INSURANCE FUND.

The City of Lansing ordains:

Section 1. That Chapter 294, Section 294.02, Subsections (a), (i), (k), (l) and (r), of the Code of Ordinances of the City of Lansing, Michigan be amended to be read as follows:

294.02 PENSIONS:

(a) *Definitions.* As used in this section, unless a different meaning is clearly

A. Upon a member's retirement, except as provided in subsection B, as provided in this section, he or she shall receive a retirement allowance equal to the sum of 295 percent of his or her final average compensation multiplied by the number of years, and fraction of a year, of his or her credited service, not to exceed twenty-five years.

B. Upon a Police Department member's retirement, who holds the rank of sergeant or above at the time of his or her retirement, effective as of August 1, 1999, as provided in this section, he or she shall receive a retirement allowance equal to 32 percent of the member's final average compensation multiplied by the number of years, and fraction of a year, of credited service not to exceed twenty-five years.

C. If a retirant dies before he or she has received in retirement allowance payments an aggregate amount equal to his or her accumulated contributions standing to his or her credit in the employees' savings fund at the time of his or her retirement, the difference between his or her accumulated contribution and the aggregate amount of retirement allowance payments received by him or her shall be paid from the retirement reserve fund to such person or persons as the retirant has nominated by written designation, duly executed and filed with the Board of Trustees. If there is no such designated person or persons surviving the retirant, such difference, if any, shall be paid to the retirant's legal representative. No benefits shall be paid under this paragraph on account of the death of a retirant if a retirement allowance becomes payable under paragraph (k)(3) and (4) hereof on account of his or her death.

(2) *Deferred allowance.* Should any member, who has ten or more years of credited service, leave the employ of the City before becoming eligible to retire as provided in subsection (i) hereof for any reason except his or her

B. If a retirant who retired under paragraph (1)(1) hereof dies prior to the earlier of his or her attainment of age fifty-five or the date

required by the context:

(5) *Final average compensation* means the monthly average of the compensation paid a member during the period of the twenty-four highest consecutive months of his or her credited service immediately preceding the date his or her employment by the City as a policeman, except those officers that hold the rank of sergeant or above at the time of his or her retirement, effective as of August 1, 1999, or fireman last terminates. If he or she has less than twenty-four months of credited service, his or her final average compensation shall be the monthly average of the compensation paid him or her for his or her total period of credited service. For those officers that hold the rank of sergeant or above effective as of August 1, 1999, the final average compensation is limited to 1100% of an employee's base pay at the time of retirement. Base pay shall be defined as annual base salary, longevity, gun and clothing allowances, sick leave, shift premium and four (4) holidays.

(i) *Voluntary Retirement.*

(1) A member may retire upon his or her written application filed with the Board of Trustees setting forth at what time, not less than thirty days nor more than ninety days subsequent to the execution and filing thereof, he or she wishes to be retired, provided that such member is eligible to retire according to paragraphs (i)(2) through (4) hereof. Upon his or her retirement, he or she shall receive a retirement allowance as provided in paragraph (k)(1) hereof.

(2) A new member may retire after his or her attainment of age fifty if he or she has twenty-five or more years of credited service, or after his or her attainment of age fifty-five.

(3) An original member with less than twenty years of prior service credit may retire after his or her attainment of age fifty if he or she has twenty-five or more years of credited service.

(4) An original member with twenty or more years of prior service credit may retire at or after his or her attainment of age forty-five if he or she has twenty-five or more years of credited service.

(k) *Retirement Allowance.*

(1) *General.*

discharge, retirement or death, he or she shall be entitled to a retirement allowance, as provided in paragraph (k)(1) hereof pursuant to its provisions in force at the time he or she left City employment, provided that he or she does not withdraw his or her accumulated contributions from the employees' savings fund. His or her retirement allowance shall begin the first day of the calendar month next following the month in which his or her application for the same is filed with the Board of Trustees on or after his or her attainment of age fifty-five, if he or she is a new member, or age fifty if he or she is an original member.

(3) *Allowance options for spouse of deceased retirant.*

A. A member, within thirty days prior to retirement, may select one of the following two survivor election options by making an election on a form agreed upon by the collective bargaining unit for which the employee is a member and the City:

Option I. Upon the death of a retirant, who retired on or after the effective date of this revised section (September 1, 1996), his or her widow or widower, who was his or her legally married spouse at the time of his or her retirement, shall receive a retirement allowance equal to one-half of the full retirement allowance he or she was receiving, except as provided in paragraph (k)(3)B. hereof and subject to paragraph (k)(3)C. hereof. *Option II.* Upon retirement, the retirant shall receive eighty-six percent of his or her full retirement allowance as provided in paragraphs (k)(1)A. or B. hereof. Upon the death of the retirant, his or her widow or widower, who was his or her legally married spouse at the time of his or her retirement, shall receive a retirement allowance equal to eighty-six percent of the full retirement allowance as provided in paragraphs (k)(1)A. or B. hereof.

upon which he or she would have achieved twenty-five years of credited service but for the disability, his or her widow or

widower, who was his or her legally married spouse at the time of his or her retirement, shall receive a retirement allowance computed according to paragraph (k)(1) hereof. In computing the retirement allowance, the retiree's credited service shall be increased to include the period he or she was in receipt of a disability retirement allowance provided in paragraph (1)(3) hereof, and his or her final average compensation shall be recomputed using the monthly rates of compensation as of the date of his or her death for the rank or ranks held by him or her during the period used in computing his or her final average compensation at the time of his or her retirement. For Fire Department employees, if the employee incurred the disability while "acting" at a higher rank, the final average compensation of the employee shall be based upon the pay he or she would have received in the "acting" rank for the applicable service period. The widow or widower retirement allowance shall not be less than twenty percent of the retiree's recomputed final average compensation and shall be subject to paragraph (k)(3)C. hereof.

C. No retirement allowance shall be paid thereunder on account of the death of a retiree if any retirement allowance is paid or payable under subsection (n) hereof on account of his or her death. Any retirement allowance payable under this paragraph shall be subject to subsection (o) hereof.

(4) *Allowance for spouse of deceased member.* If a member, who has ten or more years of credited service, dies on or after the effective date of this revised section (September 1, 1966) while in the employ of the City, and leaves a widow or widower, the widow or widower shall receive a retirement allowance equal to one-half of the members accrued retirement allowance computed according to paragraph (k)(1) hereof in the same manner in all respects as if the member had retired the day preceding the date of his or her death, notwithstanding that he or she might not have satisfied the applicable provisions of subsection (i) hereof. However, the widow or widower's retirement allowance shall not be less than twenty percent of the member's final average compensation and shall be subject to subsection (o) hereof. No retirement allowance shall be paid or payable under this paragraph on account of the death of a member if any retirement allowance is paid or payable under subsection (n) hereof on account of his or her death.

(1) *Duty Disability:*

B. He or she shall receive a retirement allowance computed according to paragraph (k)(1) hereof, upon his or her attainment of age fifty-five or, if elected, the date upon which he or she would have achieved twenty-five years of credited service but for the disability, whichever is earlier. In computing such retirement allowance, the member's credited service shall be increased to include the period he or she was in receipt of a disability retirement allowance, and his or her final average compensation shall be recomputed using the monthly rates of compensation as of the date he or she attains age fifty-five or an earlier date as provided herein, for the rank or ranks held by him or her during the period used in computing his or her final average compensation at the time of his or her retirement. For Fire Department employees, if the employee incurred the disability while "acting" at a higher rank, the final average compensation of the employee shall be based upon the pay he or she would have received in the "acting" rank for the applicable service period. Any retirement allowance payable under this paragraph shall be subject to subsection (o) hereof.

C. During the period a retiree is receiving a disability retirement allowance under paragraph (1)(3)A. hereof, his or her balance in the employees' savings fund at the time of his or her retirement shall remain therein and shall be accumulated at the regular interest. Upon attaining age fifty-five or an earlier date as provided under paragraph (1)(3)B. hereof, such accumulated contributions shall be transferred from the employees' savings fund to the retirement reserve fund.

(r) *Retirement System Funds.*

(1) *Generally.* Upon the application of a member, or his or her department head, a member who becomes totally incapacitated for duty as the natural and proximate result of causes arising out of and in the course of his or her actual performance of duty as a policeman or fireman in the employ of the City, without willful negligence on his or her part, shall be retired, provided that the Medical Director, after a medical examination of the member, certifies to the Board of Trustees that such member is mentally or physically totally incapacitated for the performance of duty to the City as a policeman or fireman and that such incapacity will probably be permanent, and provided, further, that the Board concurs with the report of the Medical Director.

(2) *Benefits incurred after meeting voluntary retirement eligibility conditions.* Upon a member's retirement after meeting voluntary retirement eligibility conditions as described in paragraph (i) hereof, on account of disability as provided in paragraph (1)(1) hereof, he or she shall receive a retirement allowance as provided in paragraph (k)(1) hereof, subject to subsection (o) hereof. For fire department employees, if the employee incurred the disability while "acting" at a higher rank, the final average compensation of the employee shall be based upon the pay he or she would have received in the "acting" rank for the applicable service period. Any retirement allowance payable under this paragraph shall be subject to subsection (o) hereof.

(3) *Benefits incurred before meeting voluntary retirement eligibility conditions.* Upon a member's retirement before meeting voluntary retirement eligibility conditions as described in paragraph (i) hereof, on account of disability as provided in paragraph (1)(1) hereof, he or she shall receive the following benefits:

A. He or she shall receive a disability retirement allowance equal to two-thirds of his or her final average compensation, subject to subsections (o) and (p) hereof. His or her disability retirement allowance shall begin as of the date of his or her disability, but in no case more than six months before the date his or her application for disability retirement is filed with the Board of Trustees or prior to the date his or her name last appeared on a City payroll with pay, whichever is later. Such allowance shall terminate upon his or her attainment of age fifty-five or, if elected, the date upon which he or she would have achieved twenty-five years of credited service but for the disability, whichever is earlier.

(1) *Generally.* The employees' savings fund, the pension accumulation fund and the retirement reserve fund are hereby established. Effective January 1, 1999, the health insurance fund is additionally established. The Board of Trustees may from time to time establish such other funds as shall be required for the proper operation of the retirement system. The funds shall be held and administered for the exclusive purpose of providing benefits to the members and their beneficiaries and defraying reasonable expenses of the retirement system. The entire amount of all moneys paid into the fund shall constitute an irrevocable contribution by the City, and the City shall have no further rights or claims to said funds other than such amounts as remain in the funds upon the retirement system's termination because of erroneous actuarial computations after the satisfaction of all fixed and contingent obligations to the members and their beneficiaries. A balance due to an erroneous actuarial computation shall mean any surplus arising because actual requirements differed from expected requirements based on previous actuarial valuations of liabilities or determinations of costs of providing pension benefits under the retirement system in accordance with reasonable assumptions as to mortality, interest, etc., and correct procedures relating to the method of funding, all as made by the City upon and with the advice of an actuary. Notwithstanding the foregoing, any contributions made by the City by a mistake of fact shall be returned to the City, upon its request, within 1 year after such contribution was made.

(2) *Employees' savings fund.*

A. The employees' savings fund shall be the fund in which shall be accumulated, at regular interest, the contributions deducted from the compensations of members, and from which shall be made transfers and paid refunds of accumulated contributions.

as provided in this section.

B. The contributions of a member of the Fire Department, the Police NonSupervisory Department and the Police Supervisory Department to the retirement system shall be 4.48 percent, 5.8 percent and 9.52 percent, respectively of his or her compensation paid him or her by the City. The Director of finance or other officer responsible for making up the payroll shall cause the contributions to be deducted from the compensation of each member on each and every payroll, for each and every payroll period, from the date of his or her entrance in the system to the date his or her membership terminates.

D. In addition to the contributions deducted from the compensations of a member, as hereinbefore provided, he or she shall deposit in the fund, by a single payment or by an increased rate of contribution as determined by the Board of Trustees, an amount equal to the amount he or she might have withdrawn therefrom, together with regular interest from the date of withdrawal to the date of repayment. In no case shall any member be given credit for service rendered prior to the date he or she withdrew his or her accumulated contributions until he or she repays to the fund all amounts due such fund by him or her.

E. Upon the retirement of a member, his or her accumulated contributions shall be transferred from the employees' savings fund to the retirement reserve fund. At the expiration of a period of five years from and after the date an employee ceases to be a member, any balance standing to his or her credit in the employees' savings fund that is unclaimed by the member or his or her legal representative shall remain a part of the moneys of the retirement system and shall be transferred to the pension accumulation fund, if no retirement allowance will become payable by the retirement system on account of his or her City employment.

F. The employer shall, for tax purposes, pick up the Fire members, Police Supervisory and Police Non-supervisory Department member contributions required by this section for all compensation earned after the later of the execution or effective date of this subsection (January 1, 1996). The contributions so picked up shall be treated as employer contributions in determining tax treatment under the United States Internal Revenue Code. The employer shall pick up the member contributions from funds established and available in the salaries account, which funds would otherwise have been designated as member contributions and paid to the retirement system. Member contributions picked up by the employer pursuant to this subsection shall be treated for all other purposes of this and other laws of the employer in the same manner and to the same extent as member contributions made prior to the effective date of this subsection. The member does not have the option of receiving the picked up member contributions in

(5) Retirement reserve fund. The retirement reserve fund shall be the fund from which shall be paid all retirement allowances payable as provided in this section. Should a disability retiree return to the employ of the City, his or her retirement allowance reserve, computed as of the date of his or her return, shall be transferred from the retirement reserve fund to the employees' savings fund and the pension accumulation fund in the same proportions as the retirement allowance reserve was originally transferred. The portion transferred to the employees' savings fund shall be credited to the member's individual account therein. Each December 31, after receipt of the annual actuarial valuation, the balance in the retirement reserve fund shall be brought into balance with the actuarial present value of retirement allowances to be paid after December 31 to all retirees and beneficiaries in receipt of retirement allowances at December 31, by a transfer between the retirement reserve fund and the pension accumulation fund.

(6) Health Insurance Fund. The health insurance fund shall be the fund for receiving contributions for post-retirement health insurance benefits. The initial balance as of January 1, 1998 shall be \$3,584,840.14 which

C. The contributions provided in this subsection shall be made notwithstanding that the minimum compensation provided by law for any member shall be changed thereby. Every member shall be deemed to consent and agree to the deductions made and provided for in this subsection, and payment of his or her compensations less such deductions shall be a full and complete discharge and acquittance of all claims and demands whatsoever for the services rendered by such person, except as to benefits provided under this section. When deducted, the contributions of each member shall be paid into the retirement system and shall be credited to his or her individual account in the employees' savings fund.

cash instead of having it paid into the retirement system.

(3) Pension accumulation fund. The pension accumulation fund shall be the fund in which shall be accumulated reserves resulting from contributions provided by the City. Upon the basis of mortality tables and other tables of experience, and regular interest, as the Board of Trustees shall from time to time adopt, the actuary shall annually compute the retirement allowance reserve liabilities for retirement allowances being paid retirees and beneficiaries and covering service rendered and to be rendered by members. The liabilities so computed shall be financed by appropriations, to be made by Council determined according to this paragraph. The Board shall annually report to Council the amount of contributions to be paid by the City to the retirement system during the ensuing fiscal year. When paid, the City's contributions shall be credited to the pension accumulation fund.

A. The City's appropriations for members' current service shall be a percentage of their annual compensation which will produce an amount which if paid annually by the City during the members' periods of future service would be sufficient, together with the future service portions of their accumulated contributions, to provide the retirement allowance reserves for the future service portions of the retirement allowances to be paid them.

B. The City's appropriations for members' accrued service shall be a percentage of their annual compensation which will produce an amount which if paid annually by the City for a number of years, to be determined by the Board, would amortize, at regular interest, the unfunded retirement allowance reserves, if any, for the accrued service portions of the retirement allowances to be paid them.

C. The City's appropriations for retirement allowances being paid retirees and beneficiaries shall be a percentage of the annual compensations of members which will produce an amount which if paid annually by the City for a number of years, to be determined by the Board, would amortize, at regular interest, the unfunded retirement allowance reserves, if any, for the retirement allowances being paid retirees and beneficiaries.

(4) General fund. The administrative expenses of the retirement system shall be paid by the City from its General Fund.

amount is equal to the December 31, 1997 asset receivable allocated to health insurance advance funding from the city's general fund. City contributions, as specified in this paragraph, for post-retirement health insurance benefits, including dental insurance and medicare reimbursement benefits, shall be credited to the health insurance fund. Notwithstanding the provisions of section 29A.02(r)(8), the health insurance fund shall be credited investment income at a rate consistent with the method used to determine the actuarial value of assets in the annual actuarial report. Premiums or charges, as specified in this paragraph, for post-retirement health insurance benefits, including dental insurance and medicare reimbursement benefits, shall be paid from the health insurance fund.

A. Beginning July 1, 1999 the city's annual contribution to the health insurance fund may equal the sum of the actuarially computed normal cost for the year plus an amortization of the cumulative net actuarial gains and losses arising from the experience of active members on or after January 1, 1998, using an amortization period adopted by the board of trustees for this

purpose. However, in no case shall the city's annual contribution to the health insurance fund be less than 2.48% of active member payroll, and in no case shall the city's annual contribution to the health insurance fund exceed the limitation imposed by internal revenue code section 401(h) and the regulations thereunder. The amount, if any, by which the contribution must be reduced, in order to comply with the limitation imposed by section 401(h), shall instead be contributed to a voluntary employees beneficiary association established by the city for this purpose.

- B. Beginning July 1, 1999, and each year thereafter, a portion of the premiums or charges for post-retirement health insurance benefits, including dental insurance and medicare reimbursement benefits, shall be paid from the health insurance fund on behalf of eligible retirants and beneficiaries of the retirement system in accordance with the applicable collective bargaining agreements and personnel rules of the city. The portion of the premiums or charges that will be paid from the
- C. Notwithstanding the creation or maintenance within the retirement system of the health insurance fund, this paragraph is not to be construed or deemed to have established or removed any benefits, financial or otherwise, subject to article ix, section 24 of the 1963 constitution of the state of Michigan. Nor shall the creation and maintenance of the health insurance fund preclude the city from giving consideration to and implementing cost containment measures as provided by law. Instead, the purpose of this paragraph is to put in place a mechanism for the advance funding of post-retirement health insurance benefits for eligible retirants, and not, apart from the advance funding obligation, to grant additional rights or to take away any rights which eligible retirants may already have.

(7) Investment of funds

- A. The Board of Trustees shall be the trustees of the funds of the retirement system and may invest and reinvest such funds as now or hereafter permitted by law. The Board may hold, purchase, sell, assign, transfer and dispose of any securities and investments in which any of the moneys of the retirement system have been invested, as well as the proceeds of such investments.
- B. Except as otherwise provided in this section, no trustee or officer or employees of the retirement system shall have any direct or indirect interest in the gains or profits of any investments made by the Board. No such person, directly or indirectly, for himself or herself or as an agent or partner of others, shall borrow any of the moneys or deposits of the system or in any manner use such moneys or deposits, except to make such current and necessary payments as are authorized by the Board. No such person shall become an endorser or surety or become in any manner an obligor for any moneys loaned by or borrowed from the system.

- (8) Allowance of regular interest The Board annually shall allow and credit regular interest on the mean balances in each of the funds of the retirement system for the preceding year, provided, however, that interest to be credited members' individual balances in the employees' savings fund shall be computed on the balances standing to their credit at the beginning of the calendar year and shall be credited at the end of the calendar year. The amounts so allowed and credited shall be paid from interest and other earnings on investments of the system. Any additional amount necessary to allow regular interest, as provided in this system, shall be paid from the pension accumulation fund. All interest, dividends and other income derived from the deposit and investment of moneys of the system not required for the allowance of regular interest, shall be credited to the pension accumulation fund.

Eugene Buckley of N. Hayford explained that he is not opposed to the redevelopment of the Motor Wheel Property. This project may be financed by recovered tax dollars from a site that would otherwise sit empty; however, if the owner had cleaned up their own property, the property tax dollars realized from the occupancy of this site would be going into the City's general fund. The tax money that will be generated by this

health insurance fund is a percentage of such premiums or charges paid on behalf of persons with retirement effective dates on or after January 1, 1999. The percentage shall be 4% in the fiscal year beginning July 1, 1998, increasing 4% each year thereafter until it reaches 100% for fiscal years beginning on or after July 1, 2023. The amount of premiums or charges paid from the health insurance fund shall be reduced by the amount, if any, paid from a voluntary employees beneficiary association established by the city for this purpose. Notwithstanding the method specified in this subparagraph to compute the portion of the premiums or charges that are paid from the health insurance fund, the fund balance of the health insurance fund at any point in time is reserved to support the post-retirement health insurance benefits, including dental insurance and medicare reimbursement benefits, of all eligible retirants and beneficiaries of the retirement system regardless of retirement effective date.

- (9) Method of making payments All payments from the funds of the retirement system shall be made according to provisions of the City Charter only upon regular City vouchers signed by two persons designated by the Board of Trustees. A duly attested copy of a resolution of the Board designating such persons, and bearing upon its face specimen signatures of such persons, shall be filed with the City Treasurer as his or her authority to make payments upon such vouchers. No voucher shall be drawn unless it has been previously authorized by a specific or continuing resolution adopted by the Board.

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with the provisions hereof are hereby repealed.

Section 3. Should any section, clause or phrase of this ordinance be declared to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof other than the part so declared to be invalid.

Section 4. This ordinance shall take effect on the 30th day after enactment unless given immediate effect by City Council.

Given immediate effect by motion of Councilmember Meyer

MARILYNNSLADE, CITY CLERK

OTHER BUSINESS

► Public Comment on City Related Matters

James Gorman of the Volunteers of America spoke regarding the issues facing homeless people and homeless shelters. The City funds a portion of the budget of Homeless shelters. This gives shelters leverage to gain other funding at State and Federal levels. Homeless shelters in Lansing provide beds to 126 individuals every night. They are grateful for the continued support of the City Council, however, there are gaps in their funding. There is a gap of about 3040 beds which are needed for homeless families. In the coming months and years it will be a challenge to them to close those gaps and take care of an additional 3040 homeless individuals from families that are going without adequate shelter because they are being hotelled due to a lack of facilities.

Beverly Miller of 413 Pearl St. complained that City Hall is not handicap accessible. This presents a big problem for people who have business here. Lansing is striving to be a world class City, and our City Hall should be handicap accessible. There must be money in the "rainy day" fund to be able to make this building accessible. She wants this issue placed on a priority list.

building would not have to go towards cleaning it up, if it were already cleaned up by the previous owner, and that money could then go into the City coffers and provide a benefit to the tax payers by funding other projects. It is misleading to say that this project will not be an expense to the tax payers. Jobs are leaving Lansing in a flurry, so it is good that we are keeping this facility here.

Rick LaFountain of 3117 S. Martin Luther King, Jr. Blvd. said that, since Council has decided not to settle out of court with him, he demands that his lawsuit be reactivated and taken to the highest court in the land. Council has refused to bring in a radio active machine to test the food that he can prove has been radioactivated in order to kill him. Therefore he wants to go to court. He can prove his accusations.

Frank Curtis "X" no address given, urged the public to attend the meeting at the Boys and Girls Club this Wednesday at 3:30 P.M. to discuss plans for a activity center for kids on the south side. He spoke regarding the "World Trade" riots in Seattle, saying we are back to slave labor. America is being paid back for the way She has treated people. American workers are being ripped off.

Russell Terry of 121E. Mt. Hope asked how the Council, the Chamber of Commerce and the Citizens of Lansing would feel if they thought that GM would be shutting down their Oldsmobile Plants in Lansing in the Year 2002. That is how employees feel about their companies being moved out of town. Maybe 1,500 jobs will increase our economy, but will it increase the economy of the Federal Government? No, in fact it will reduce the Federal Economy, because businesses in Florida will lose business. Everyone must do their part. Both the rich and the poor must work together.

COMMITTEE REPORTS

RESOLUTION #577
REPORT OF COMMITTEE

THE DEVELOPMENT AND PLANNING COMMITTEE to whom was referred Z-1399, the proposed ordinance to rezone 304-306 East Grand River Avenue from "F-I" Commercial District to "G-I" Business District.

The Committee thoroughly reviewed the proposal and the concerns raised by the proponents and opponents of the rezoning.

REPORTS AS FOLLOWS: The Committee recommends Z-13-99, the proposed ordinance to rezone 304-306 East Grand River Avenue from "F-I" Commercial District to "G-I" Business District.

Signed, Lou Adado, Chairperson
Sandy Allen
Tony Benavides

BY COUNCILMEMBER ADADO

REPORTS AS FOLLOWS: The Committee determined there was support for the proposed Ordinance to amend Chapter 294, Section 294.02, of the Code of Ordinances of the city of Lansing for the purpose of Advance Funding of Post-Retirement Health Insurance Benefits.

Signed Larry Meyer, Chairperson
Ellen Beal
Lou Adado

BY COUNCILMEMBER MEYER

That the Report of the Committee be received.

CARRIED UNANIMOUSLY

December 6, 1999

CITY OFFICER & BOARD REPORTS

1. Letter from the City Clerk submitting License and Bond for Approval:

Fireworks Display Permit, Larry Holley for Ranney Park on Dec. 31st and January 1st

RECEIVED AND PLACED ON FILE (ACTION TAKEN UNDER SUSPENSION OF THE RULES)

That the Report of the Committee be received

CARRIED UNANIMOUSLY

December 6, 1999

RESOLUTION #578
REPORT OF COMMITTEE

THE DEVELOPMENT AND PLANNING COMMITTEE to whom was referred Z-14-99, the proposed ordinance to rezone 204 East Mount Hope Avenue from "C" Residential District to "D-I", Professional Office District to allow the use of the house to change from adult foster care to a law office.

The Committee thoroughly reviewed the proposal and the concerns raised by the proponents and opponents of the rezoning.

REPORTS AS FOLLOWS: The Committee recommends Z-14-99, the proposed ordinance to rezone 204 East Mount Hope Avenue from "C" Residential District to "D-I" Professional Office District.

Signed, Lou Adado, Chairperson
Sandy Allen
Tony Benavides

BY COUNCILMEMBER ADADO

That the Report of the Committee be received

CARRIED UNANIMOUSLY

December 6, 1999

RESOLUTION #579
REPORT OF COMMITTEE

THE WAYS AND MEANS COMMITTEE, to whom was referred the proposed Ordinance to amend Chapter 294, Section 294.02, of the Code of Ordinances of the City of Lansing for the purpose of Advance Funding of Post-Retirement Health Insurance Benefits

2. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

3. Letter from the City Clerk, on Behalf of the Tri-County Office on Aging, requesting a Resolution in support of Home care Options for Michigan's Elders

REFERRED TO THE COMMITTEE OF THE WHOLE

4. Letter from Councilmember Sandy Allen submitting a Resolution for Removal of Curb and Gutter and Bike Lanes on Forest Rd. for Consideration by the Public Services Committee

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

5. Letters from the Mayor re:

a. Transfer of Funds; City Attorney's Office, Finance Department, Public Service Department, PND

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

b. Public Housing Management Assessment Program

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

c. Appointment of Sandi Solomon to the Board of Review for a Term to Expire June 30, 2003

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

d. Letter of Appreciation to Diane Byrum from Parks and Recreation Director Reickel

RECEIVED AND PLACED ON FILE

e. Letter of Appreciation from Beverly Schroeder of Global Hope makers to Martha Fujita, Director of Sister Cities Commission

RECEIVED AND PLACED ON FILE

f. Standard & Poor's Public Finance Report: profiling Lansing

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

g. Fitch IBCA Report on Upgrades to Lansing's Credit Rating

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

m. Suspension item from Councilmember Meyer; a Resolution Authorizing Grant Application for LIEBG Funds

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

COMMUNICATIONS & PETITIONS

By Councilmember Allen

That Communications and Petitions be considered as being read in full and that the proper referrals be made by President Benavides

Carried unanimously

1. Notice from the Department of Consumer & Industry Services of the cancellation of application for Mooney Oil Corporation to transfer a 1995 Specially Designated Distributor and Specially Designated Merchant License with Sunday Sales Permit

REFERRED TO THE MAYOR AND THE GENERAL SERVICE COMMITTEE

2. Notice from the Michigan Department of Environmental Quality of permit #996200 issued to the City of Lansing for the Okemos Road Sewer Extension

REFERRED TO THE PUBLIC SERVICE DEPARTMENT

3. Notice from the Department of Consumer & Industry Services of an Application for a Foster Family Group Home submitted by Marcus and Rachel Glasscoe for 3240 Hepler

REFERRED TO THE MAYOR AND THE PLANNING BOARD

4. Notice from the Michigan Public Service Commission of a hearing for customers of Consumers Energy on December 14, 1999 at 9:00 A.M., Case No. U-12103

RECEIVED AND PLACED ON FILE

5. Notice from the Department of Consumer & Industry Services of a failure to apply

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

h. Resolution Authorizing an Appropriation of Funds to Support Census 2000

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

i. Charges for Reproduction of the Parks & Recreation Five Year Master Plan

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

j. Suspension item from Councilmember Meyer; Request for Transfer of Funds

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

k. Suspension item from Councilmember Meyer; a Resolution authorizing Grant Application and Acceptance for Asset Seizure Funds for the Ingham-Eaton-Clinton Co-op Narcotics Program

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

L. Suspension item from Councilmember Meyer; a Resolution Authorizing Grant Acceptance for Law Enforcement Information Network (LEIN) Program

for re-registration as an inspector or plan reviewer for Melvin Ott
REFERRED TO THE DEPARTMENT ON PLANNING AND NEIGHBORHOOD DEVELOPMENT

6. Notice from AT & T of an adjustment to service prices effective January 1, 2000
REFERRED TO THE MAYOR AND THE COMMITTEE OF THE WHOLE

7. Letter from Colonial Townhouses Cooperative, Inc. requesting a traffic sign at the corner of Ferrol and Richmond Streets

REFERRED TO THE MAYOR, THE TRAFFIC BOARD AND THE PUBLIC SAFETY COMMITTEE

8. Letter from attorneys for Helen C. Kavanagh submitting a claim for personal injury arising from a slip and fall accident

REFERRED TO THE CITY ATTORNEY AND THE COMMITTEE OF THE WHOLE

9. Suspension item from Councilmember Lee man; a letter from Mrs. Atherton's Fifth Grade Class at Lewton Elementary School requesting the development of a Water Park, or Recreation Park in Downtown Lansing

REFERRED TO THE MAYOR'S BLUE RIBBON COMMITTEE

10. Suspension item from Councilmember Lee man; a letter from Rita Klein regarding the request for a bailer at the Recycling Transfer Station

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

COUNCILMEMBER COMMENTS

Councilmember Beal announced that the group formed to raise funds for the skate park, "The Lansing Area Skate and Bike Foundation," has put together a website, www.skatepark2000.org. They have lots of information on the park available there.

Councilmember Meyer said that he has a correction to the Ways and Means Committee Agenda. They will meet at 4:00 P.M. rather than at 3:00 P.M.

Councilmember Murphy announced a special meeting of the Public Safety Committee on Tuesday, December 7, 1999, at 4:30 P.M. at the Riverfront Senior Housing Apartment Complex at 601 N. Cedar. This is the second in a series of forums they will hold. Ten days ago they were at Friendship Manor with 35 Senior Citizens, Representatives of LPD, LFD, Parks and Recreation and the Transportation Office, talking about issues of public safety concerning senior citizens. He urged interested members of the public to attend. The Committee will also meet on Wednesday, December 8, 1999 at 8:00 A.M. for their final meeting of the year. Any issues that need to be brought before them should be brought forth before that meeting. They will discuss the issue of hate groups in MidMichigan and will invite the Police Department and the Sheriff's Department, as well as the media to take part. This issue will be on their agenda into next year.

Councilmember Lee man wished Lloyd Teetsa Happy 60th Birthday, this Wednesday.

MAYOR'S EXECUTIVE ASSISTANT'S
RESPONSE TO COMMENTS

Mr. Wiener announced that the yard waste collection program has been extended through Friday, December 3, 1999. There is only one more Council Meeting this year. Everyone is free to participate this year. The media will carry coverage of these events. Regarding the meeting at the Boys and Girls Club that was announced by Mr. Curtis "X", everyone is invited to participate in this event. This is an opportunity for youth programs, neighborhood organizations and schools to come together to talk about services for young people on the south side, gaps in services and ways to cover these gaps. People from the south side are especially welcome.

ADJOURNED 8:40 P.M.
MARILYN N. S. ADAMS, CITY CLERK